



www.nh.gov/revenue

NEW HAMPSHIRE 2008

Business Tax Booklet For Combined Groups BPT: RSA 77-A and Rev 300 BET: RSA 77-E and Rev 2400

This booklet contains the following New Hampshire state tax forms and instructions necessary for filing both the Business Enterprise Tax (BET) return and the Business Profits Tax (BPT) return.

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Return due date for calendar year filers:
March 16, 2009

E-FILE DRA

Taxpayers can make estimate, extension, tax notice, and return payments on the Internet for Business Profits Tax, Business Enterprise Tax, Meals & Rentals Tax and Interest & Dividends Taxes. For more information, please visit our web site at www.nh.gov/revenue.

EXTENSION: An **automatic** 7-month extension of time to file the Business Enterprise Tax and/or Business Profits Tax return will be granted **if you pay 100%** of the taxes determined to be due by the due date of the tax. If an additional payment is necessary in order to have paid 100% of the taxes determined to be due, you may make your 100% payment on-line or file it with Form BT-EXT, Extension Application for Business Taxes.

TAX RATE: Effective for all tax years ending on or after July 1, 2001, the Business Profits Tax rate is **8.5%**, and the Business Enterprise Tax rate is **0.75%**.

BET FILING THRESHOLDS: The filing threshold for the Business Enterprise Tax is **\$150,000** of gross business receipts or **\$75,000** of the enterprise value tax base.

BPT FILING THRESHOLDS: The filing threshold for Business Profits Tax is gross business income in excess of **\$50,000** from business activity **everywhere**.

INTERNAL REVENUE CODE (IRC): The New Hampshire Legislature has not changed the current business tax laws to conform with the federal tax law changes. Therefore, unless the New Hampshire Legislature passes legislation to adopt the federal provisions, taxpayers must file their New Hampshire business tax returns using the provisions of the IRC in effect on December 31, 2000.

INTEREST RATE: Effective January 1, 2008 through December 31, 2008, the interest due on taxes administered by the New Hampshire Department of Revenue Administration is **7%**. Interest is calculated on the balance of tax due from the original due date of the tax to the date the tax is paid. For interest rates in prior years see instructions.

ELECTRONIC FUNDS TRANSFER: New Hampshire requires all taxpayers subject to Business Profits Tax, RSA 77-A, Business Enterprise Tax, RSA 77-E, and/or Interest & Dividends Tax, RSA 77, having a total liability of \$100,000 or greater for the most recently filed tax year to submit their tax payments by electronic funds transfer (EFT). This authority is provided under RSA 21-J:3, XXI. They may use either our ACH Debit program through our E-file application or our ACH Credit program. To obtain an ACH Credit program guide, please request the registration form DP-175 from our forms line at (603) 271-2192. To make payments using the ACH Debit method access the e-file system at www.nh.gov/revenue.

NEED FORMS: Copies of forms, laws and administrative rules may be obtained from our web site at www.nh.gov/revenue or by visiting any New Hampshire Depository Library or the New Hampshire State Library, 20 Park Street, Concord, NH 03301, where copies of forms, laws, and rules can be made for a fee. Forms may be ordered by calling our forms line at (603) 271-2192.

NEED HELP: This booklet contains general information to assist you in complying with your tax obligation. Rules, laws and answers to Frequently Asked Questions (FAQ's) are available 24 hours a day from our web site at www.nh.gov/revenue. If you have any questions contact the Central Taxpayer Services Office at (603) 271-2191.

Individuals who need auxiliary aids for effective communication in programs and services of the New Hampshire Department of Revenue Administration are invited to make their needs and preferences known to the New Hampshire Department of Revenue Administration at (603) 271-2318. Individuals with hearing or speech impairments may call TDD Access: Relay NH 1-800-735-2964.

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
**PAYMENT FORM AND APPLICATION FOR 7 MONTH EXTENSION
 OF TIME TO FILE BUSINESS TAX RETURN**

FOR DRA USE ONLY

TO MAKE YOUR PAYMENT ON-LINE ACCESS E-FILE AT
www.nh.gov/revenue

INSTRUCTIONS

AUTOMATIC EXTENSION

If you pay 100% of the Business Enterprise Tax and Business Profits Tax determined to be due, by the due date of the tax you will be granted an automatic 7-month extension to file your New Hampshire returns **WITHOUT** filing this form. If you meet this requirement, you may file your New Hampshire Business Enterprise Tax and Business Profits Tax return up to 7 months beyond the original due date. **Note that an extension of time to file your returns is not an extension of time to pay the tax.**

WHO MUST FILE

If you need to make an additional payment in order to have paid 100% of the tax determined to be due, you may e-file your payment or you may submit this form with payment or make an electronic payment by the original due date in order to be granted an extension of time to file your return. **Do not file if the total due is zero.**

E-FILE

Make 100% of your tax payment on-line and you will not have to file this form. Access our web site at www.nh.gov/revenue.

WHEN TO FILE

This form must be postmarked on or before the original due date of the return. Electronic payments must be made before midnight of the due date of the return.

WHERE TO FILE

NH DRA (New Hampshire Department of Revenue Administration),
 PO Box 637, Concord, NH 03302-0637.

REASONS FOR DENIAL

Applications for extension will be denied for reasons such as, but not limited to, the application was postmarked **after** the due date or the payment for 100% of the balance due shown on Line 5 below did not accompany this application or was not received electronically by the due date of the return.

NEED HELP?

Call Central Taxpayer Services at (603) 271-2191. Individuals who need auxiliary aids for effective communications in programs and services of the New Hampshire Department of Revenue Administration are invited to make their needs and preferences known. Individuals with hearing or speech impairments may call TDD Access: Relay NH 1-800-735-2964

PRINT OR TYPE 100% OF TAX PAYMENT IS DUE ON OR BEFORE THE DUE DATE OF THE TAX	LAST NAME	FIRST NAME & INITIAL	SOCIAL SECURITY NUMBER
	SPOUSE/CU PARTNER'S LAST NAME	FIRST NAME & INITIAL	SOCIAL SECURITY NUMBER
	CORPORATE, PARTNERSHIP, ESTATE, TRUST, NON-PROFIT OR LLC NAME		FEDERAL EMPLOYER IDENTIFICATION NUMBER
	NUMBER & STREET ADDRESS		DEPARTMENT IDENTIFICATION NUMBER
	ADDRESS (Continued)		If required to use DIN, DO NOT enter SSN or FEIN
	CITY/TOWN, STATE & ZIP CODE		
		PRINCIPAL BUSINESS ACTIVITY CODE (Federal)	

For the CALENDAR year **2008** or other taxable period beginning Mo Day Year and ending Mo Day Year

ENTITY TYPE Check one of the following:

☐ ① Proprietorship ☐ ② Corporation/Combined Group ☐ ③ Partnership ☐ ④ Fiduciary ☐ ⑤ Non-Profit Organization

TAX PAYMENT SCHEDULE. DO NOT FILE THIS FORM IF LINE 5 IS ZERO.

1 Enter 100% of the Business Enterprise Tax determined to be due (net of credit)..... 1

2 Enter 100% of the Business Profits Tax determined to be due (net of credit)..... 2

3 Subtotal (Line 1 plus Line 2)..... 3

4 LESS: Credit carried over from prior year and Total Advance Payments..... 4

5 BALANCE DUE: (If negative or zero, do not file this application) 5

FOR DRA USE ONLY

**MAKE CHECK PAYABLE TO: STATE OF NEW HAMPSHIRE.
 ENCLOSE BUT DO NOT STAPLE OR TAPE YOUR PAYMENT TO
 THIS EXTENSION.**

MAIL NH DRA
 TO: PO BOX 637
 CONCORD NH 03302-0637

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
SUMMARY OF CHANGES & COMMON PROBLEM AREAS

CHANGES
SUMMARY

NEW: RECOGNITION OF CIVIL UNION (CU PARTNERS)

Effective January 1, 2008, New Hampshire recognizes civil unions. RSA 457-A: Parties who enter into civil unions are entitled to all the rights and subject to all the obligations and responsibilities provided for in state law that apply to parties who are joined together under RSA 457.

E-FILE

Access e-file at www.nh.gov/revenue to make your Business Profits Tax, Business Enterprise Tax, Meals and Rentals Tax or Interest and Dividends Tax estimates, extensions, returns, and tax notice payments on-line.

**BT SUMMARY STEP 2:
QUESTIONS MUST BE ANSWERED**

Failure to answer questions in STEP 2 of the BT-Summary may result in inquiries from the Department which **MAY** generate late filing penalties.

BUSINESS ENTERPRISE TAX FILING THRESHOLDS

The filing threshold for the Business Enterprise Tax is **\$150,000** of gross business receipts from **business activity everywhere** or **\$75,000** of the enterprise value tax base.

BUSINESS PROFITS TAX FILING THRESHOLDS

The filing threshold for Business Profits Tax is gross business income in excess of **\$50,000** from business activity **everywhere**.

**REPORTING CHANGES MADE BY THE INTERNAL
REVENUE SERVICE (IRS)**

To report changes made by the Internal Revenue Service (IRS) taxpayers must file the appropriate Report of Change (ROC) Form for each taxable period included in the Revenue Agents Report as finally determined. Forms may be obtained by accessing the forms page of our web site at www.nh.gov/revenue or by contacting the forms line at (603) 271-2192. You may contact the Department at (603) 271-2191 with any questions.

SEQUENCING

All state forms which are required to be filed with the return have a sequencing number in the upper right-hand corner. Place the forms that you are required to file in sequential order when assembling your return.

REQUIRED FEDERAL TAX RETURN AND/OR SCHEDULES

Be sure to include all required federal forms with your New Hampshire return, and check the appropriate boxes in STEP 2, Return Type. Corporations may submit the consolidating and supporting schedules **ONLY** using a Compact Disc (CD) in a PDF or PDF compatible format.

AVAILABILITY OF FORMS

Copies of the state tax forms are available at www.nh.gov/revenue or by visiting any of the 22 Depository Libraries located throughout the state or from our forms line at (603) 271-2192. The NH State Publication Depository Library program, established by RSA 202-B, guarantees that information published by state agencies, including tax forms, laws and rules, are available to all citizens of the state through local libraries. Libraries participating in the Depository program, where copies can be made for a fee, are:

Bedford Public Library, Bedford - (603) 472-2300
Concord Public Library, Concord - (603) 225-8670
Dartmouth College, Baker Library, Hanover - (603) 646-2704
Derry Public Library, Derry - (603) 432-6140
Fiske Free Library, Claremont - (603) 542-7017
Franklin Public Library, Franklin - (603) 934-2911
Keene State College, W.E. Mason Library, Keene - (603) 358-2711
Kelley Library, Salem - (603) 898-7064
Laconia Public Library, Laconia - (603) 524-4775
Law Library, Supreme Court, Concord - (603) 271-3777
Littleton Public Library, Littleton - (603) 444-5741
Manchester City Library, Manchester - (603) 624-6550
Nashua Public Library, Nashua - (603) 589-4600
New England College, Danforth Library, Henniker - (603) 428-2344
New Hampshire State Library, Concord - (603) 271-2397
New Hampshire Technical College, Berlin - (603) 752-1113
Peterborough Town Library, Peterborough - (603) 924-8040
Plymouth State College, Herbert Lamson Library, Plymouth - (603) 535-2258
Portsmouth Public Library, Portsmouth - (603) 427-0011
Southern NH University, Shapiro Library, Manchester - (603) 645-9605
St. Anselm College, Geisel Library, Manchester - (603) 641-7306
University of New Hampshire, Diamond Library, Durham - (603) 862-1535

*** COMMON FILING ERRORS ***

BET/BPT-CORP

Taxpayer fails to sign the return.
Failure to reconcile to Federal income.
Failure to include Schedule R.
Failure to report estimate or extension payments and credit carryover on the return.
Form number sequence not followed for business return.
Attachments not in order.
Failure to complete BT-Summary, Step Two.
Taxpayer must check yes or no for BET and BPT filing requirements.
Failure to include all Federal Schedules. The return is incomplete unless all appropriate schedules are included.
Failure to submit a complete amended return. All amended returns must include all appropriate schedules, Federal and NH.

BET/BPT-PROP

Taxpayer fails to sign the return. Both taxpayers, if filing a joint return, must sign the return on the appropriate lines.
Failure to complete BT-Summary, Step Two. Taxpayer must check yes or no for BET and BPT filing requirements.
Failure to include all Federal Schedules.
Failure to apportion. Apportionment is required when business is conducted both within and without New Hampshire see BET-80 and DP-80.
Failure to reconcile Federal income using Schedule R.
Failure to submit a complete amended return. All amended returns must include all appropriate schedules, Federal and NH.
Failure to report estimate or extension payments and credit carryover on the return.
Taxpayer must report estimate or extension payments and credit carryover payments.

INTEREST AND DIVIDENDS

Taxpayer fails to sign the return. When filing a joint return, both taxpayers must sign the return on the appropriate lines.
Failure to code income on Line 4. Nontaxable income must be coded on Page 2, Line 4 on Interest & Dividend tax return.
Failure to include page 2. Both pages 1 and 2 of the return must be filed to be considered complete.
Failure to provide correct tax identification numbers. Taxpayers must provide complete and correct tax identification numbers.
Failure to report estimate or extension payments and credit carryover on the return. Taxpayer must report estimate or extension payments and credit carryover payments as previously reported.

**NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
GENERAL INSTRUCTIONS FOR FILING
BUSINESS TAXES FOR A COMBINED GROUP**

WHO MUST FILE A BET RETURN

Every for-profit or non-profit enterprise engaged in or carrying on any business activity inside New Hampshire which meets the following criteria during the taxable period must file a Business Enterprise Tax return:

A. If your gross business receipts total was in excess of **\$150,000**, then you are required to file a BET return, regardless of B, below.

B. If your gross business receipts total was **\$150,000** or less, use the following worksheet to determine if your enterprise value tax base is greater than **\$75,000**:

1 Total compensation paid or accrued:	1 \$ _____
2 Total interest paid or accrued:	2 \$ _____
3 Total dividends paid:	3 \$ _____
4 Sum of Lines 1, 2 and 3:	4 \$ _____

If Line 4 is greater than **\$75,000**, you are required to file a BET return.

C. Section 501(c)(3) of the IRC non-profit organizations are not required to file to the extent they do not engage in any unrelated business activity under Section 513 of the IRC.

WHO MUST FILE A BPT RETURN

The New Hampshire Business Profits Tax law requires the filing of a combined tax return by a water's edge combined group. The law provides that the tax liability must be determined by the "water's edge" method, a statutory term which is defined as the determination of "taxable business profits" for a group of business organizations conducting a unitary business by adding their "combined net income", the additions and deductions provided in RSA 77-A:4 for the members of the group, and apportioning the results as provided in RSA 77-A:3. "Combined net income" is also defined by statute and although its calculation would include all business organizations conducting the unitary business, the New Hampshire Water's Edge Group excludes "overseas business organization" for tax calculation purposes. An "overseas business organization" is defined in the law as a business organization with 80% or more of the average of their payroll and property assigned to a location outside the 50 states and the District of Columbia. All business organizations, including corporations, fiduciaries, partnerships, limited liability companies, proprietorships, combined groups, and homeowner's associations must file a Business Profits Tax return provided they are carrying on business activity inside New Hampshire and their gross business income from everywhere is in excess of \$50,000.

"Gross business income" means all income for federal income tax purposes from whatever source derived including: total sales, total rents, gross proceeds from the sale of assets, etc., before deducting any costs or expenses. **Even if there is no profit, a return must be filed when the gross business income exceeds \$50,000.**

A "combined group" means any business organization whose unitary business is conducted inside and outside New Hampshire through the use of more than one legal entity and who files a single New Hampshire tax return (or other document) to report the activity of the combined group. If you are unsure whether or not you are required to file using the combined return, call (603)271-3400.

All business organizations conducting a unitary business must be included in the combined report unless they qualify as overseas business organizations, as defined by RSA 77-A:1 XIX, and are listed as such on the Form NH-1120-WE, page 2 (previously Form AU-20).

IDENTICAL FILING ENTITY

The return filed for the Business Enterprise Tax **MUST** reflect the identical business entity reported for Business Profits Tax purposes. There are separate booklets for corporate, combined group, partnership, proprietorship and fiduciary returns. Non-profit organizations and limited liability companies shall file using the form which corresponds to their entity structure. LLC's shall file using the same entity type as they

use for their federal tax return. If a separate federal tax return was not required, then use the same entity type as the reporting member used.

SEPARATE FILING THRESHOLDS

There are different filing criteria for the Business Enterprise Tax and the Business Profits Tax. You must determine whether or not you are required to file for each tax independent of your filing requirement for the other tax. For business organizations that file as part of a combined group for the Business Profits Tax, the filing requirement for the Business Enterprise Tax must be determined individually for each business enterprise inside that group. **IF YOU ARE REQUIRED TO FILE EITHER TAX, THEN YOU MUST FILE A BUSINESS TAX SUMMARY. THE BUSINESS TAX SUMMARY VERIFIES AND UPDATES BOTH THE BUSINESS ENTERPRISE TAX AND THE BUSINESS PROFITS TAX RETURNS. FAILURE TO FILE A BUSINESS TAX SUMMARY WILL CONSTITUTE INCOMPLETE FILING OF THE BUSINESS TAX RETURNS.**

WHEN TO FILE

Calendar Year: If the business organization files its federal return on a calendar year basis, then the BET return and/or the BPT return are/ is due and must be postmarked NO LATER than the date indicated on the BPT return.

Fiscal Year: If the business organization files its federal return on a fiscal year basis, then the business organization must file the BET return and/or the BPT return based on the same taxable period. The combined returns are due and must be postmarked NO LATER than the 15th day of the third month following the close of the fiscal year.

For Non-Profit Organizations: The returns are due and **MUST** be postmarked NO LATER than the 15th day of the fifth month following the close of the taxable period.

EXTENSION TO FILE

New Hampshire does not require a taxpayer to file an application for an automatic 7-month extension of time to file provided that the taxpayer has paid 100% of both the Business Enterprise Tax and the Business Profits Tax determined to be due by the due date of the tax.

If you need to make an additional payment in order to have paid 100% of the taxes determined to be due, then you may file your payment online at www.nh.gov/revenue or file a payment and application for 7 month extension of time to file a business tax return, Form BT-EXT. The payment must be postmarked or received on or before the original due date of the return. **Failure to pay 100% of the taxes determined to be due by the original due date may result in the assessment of penalties.**

WHERE TO FILE (FORMS MAY NOT BE FILED BY FAX)

MAIL TO: NH DRA
PO BOX 637
CONCORD, NH 03302-0637

ESTIMATED BPT & BET PAYMENTS

Every entity or organization required to file a Business Profits Tax (BPT) return and/or a Business Enterprise Tax (BET) return must also make quarterly estimated tax payments for each individual tax for its subsequent taxable period, unless the **ANNUAL** estimated tax for the subsequent taxable period for each tax individually is less than \$200. However, if at the end of any quarter the estimated tax for the year exceeds \$200 an estimated tax payment must be filed. The quarterly estimates are 25% of the estimated tax liability. See the instructions with the Estimated Business Tax Form for exceptions and penalties for noncompliance.

NH-1120-WE

Gen. Inst.

**GENERAL INSTRUCTIONS FOR FILING
BUSINESS TAXES FOR A COMBINED GROUP**

(continued)

ATTACH FEDERAL SCHEDULES/FORMS

All Business Profits Tax returns must be accompanied by a complete and legible copy of the federal income tax return or other appropriate federal forms, consolidating schedules and supporting schedules. The corporate return must have the federal Form 1120, pages 1, 2, 3 and 4 and all schedules. Failure to attach all federal schedules as required shall be deemed a failure to file a New Hampshire return and will subject the taxpayer to penalties.

REFERENCES TO FEDERAL FORMS

All references to federal tax forms and form lines are based on draft forms available at the time the state forms were printed. If the federal line number and description do not match, follow the federal line description or contact the Department at (603) 271-2191.

CONFIDENTIAL INFORMATION

Disclosure of federal employer identification numbers and social security numbers is mandatory under New Hampshire Department of Revenue Administration Rules 2903.02(c) and RSA 21-J:27-a. This information is required for the purpose of administering the tax laws of this state and authorized by 42 U.S.C.S. § 405 (c) (2) (C) (i).

Tax information which is disclosed to the New Hampshire Department of Revenue Administration is held in strict confidence by law. The information may be disclosed to the United States Internal Revenue Service, agencies responsible for the administration of taxes in other states in accordance with compacts for the exchange of information, and as otherwise authorized by New Hampshire Revised Statutes Annotated 21-J:14.

The failure to provide federal employer identification numbers and social security numbers may result in the rejection of a return or application. The failure to timely file a return or application complete with social security numbers may result in the imposition of civil or criminal penalties, the disallowance of claimed exemptions, exclusions, credits, deductions, or an adjustment that may result in increased tax liability.

AMENDED RETURNS

If you discover an error on your BET and/or BPT return(s) after filing, amended returns should be promptly filed by completing a corrected Form BT-SUMMARY and the appropriate BET and/or BPT returns. You should check the "AMENDED" block in STEP 2 on the Business Tax Summary. **AMENDED RETURNS MUST HAVE ALL APPLICABLE SCHEDULES AND FEDERAL PAGES ATTACHED TO BE DEEMED A COMPLETE AMENDED RETURN.** For changes made by the Internal Revenue Service, for this year, see STEP 2 on the Business Tax Summary.

If you need to amend prior year BET and/or BPT return(s) and you need forms, access our web site at www.nh.gov/revenue or contact the forms line at (603) 271-2192.

You may not file an amended return for New Hampshire Net Operating Loss (NOL) carryback provisions.

ROUNDING OFF

Money items on all Business Enterprise Tax and Business Profits Tax forms may be rounded off to the nearest whole dollar.

FILING SEQUENCE

The upper right corner of the NH tax forms indicate the order forms must be placed when filing. Copies of the federal tax return and supporting schedules must follow the NH forms and schedules.

NEED HELP?

Call Central Taxpayer Services at (603) 271-2191, Monday through Friday, 8:00 am to 4:30 pm. All written correspondence to the Department should include the taxpayer name, federal employer identification number, social security number or department identification number, the name of a contact person and a daytime telephone number.

NEED FORMS?

To obtain additional forms or forms not contained in this booklet, you may access our web site at www.nh.gov/revenue or call (603) 271-2192. Copies of the state tax forms may also be obtained from any of the 22 Depository Libraries located throughout the State. (See page 1 for a list of Depository Libraries.)

ADA COMPLIANCE

Individuals who need auxiliary aids for effective communications in programs and services of the New Hampshire Department of Revenue Administration are invited to make their needs and preferences known. Individuals with hearing or speech impairments may call TDD Access: Relay NH 1-800-735-2964

REFERENCE TO TERMS

Combined Group	Rev 301.07	Payroll Factor	Rev 304.03
Combined Reporting.....	Rev 301.08	Sales Factor	Rev 304.04
Eighty/twenty Business Organization	Rev 301.12	Application of Credits to Business Organizations Included in a Water's Edge Combined Group	Rev 306.06
Interdependence in Their Functions	Rev 301.18	Returns, Declarations, and Extensions - Members of a Combined Group	Rev 307.07
Principal New Hampshire Business Organization	Rev 301.24	Combined Net Income.....	RSA 77-A:1, XIII
Unity of Operation.....	Rev 301.32	Unitary Business.....	RSA 77-A:1, XIV
Unity of Ownership	Rev 301.33	Water's Edge Combined Group.....	RSA 77-A:1, XV
Unity of Use	Rev 301.34	Water's Edge Method	RSA 77-A:1, XVI
Net Operating Loss Deduction - Combined Returns	Rev 303.03	Overseas Business Organization	RSA 77-A:1, XIX
Availability or Requirement of Apportionment for Business Organizations.....	Rev 304.01		
Property Factor.....	Rev 304.02		

Copies of Administrative Rules or Statutory Laws may be accessed on-line at www.nh.gov.

BT-SUMMARYNEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
BUSINESS TAX SUMMARY

FOR DRA USE ONLY

For the CALENDAR year **2008** or other taxable period beginning _____ and ending _____
Mo Day Year Mo Day Year**SEQUENCE # 1**

STEP 1 Print or Type <input type="checkbox"/> Check box if there has been a name change since last filing	PROPRIETORSHIP - LAST NAME	FIRST NAME & INITIAL	SOCIAL SECURITY NUMBER
	PROPRIETORSHIP - SPOUSE/CU PARTNER'S LAST NAME	FIRST NAME & INITIAL	SOCIAL SECURITY NUMBER
	CORPORATE, PARTNERSHIP, ESTATE, TRUST, NON-PROFIT OR LLC NAME		FEDERAL EMPLOYER IDENTIFICATION NUMBER
	NUMBER & STREET ADDRESS		DEPARTMENT IDENTIFICATION NUMBER (DIN)
	ADDRESS (continued)		If required to use DIN, DO NOT enter SSN or FEIN
	CITY/TOWN, STATE & ZIP CODE		PRINCIPAL BUSINESS ACTIVITY CODE (Federal)

STEP 2 Return Type and Federal Information	You must answer the following two questions, or your return will be considered incomplete, and may be subject to penalties.			
	Are You Required To File A BET Return (Receipts Over \$150,000)?		YES <input type="checkbox"/> NO <input type="checkbox"/>	If yes, you must attach a completed return to this BT-Summary.
	Are You Required To File A BPT Return (Business Income Over \$50,000)?		YES <input type="checkbox"/> NO <input type="checkbox"/>	
	<input type="checkbox"/> ② CORPORATION <input type="checkbox"/> ③ PARTNERSHIP <input type="checkbox"/> ① PROPRIETORSHIP <input type="checkbox"/> AMENDED RETURN <input type="checkbox"/> ② COMBINED GROUP <input type="checkbox"/> ⑤ NON-PROFIT <input type="checkbox"/> ④ FIDUCIARY <input type="checkbox"/> FINAL RETURN			
	<input type="checkbox"/> Check here if the IRS has made any agreed or partially agreed to adjustments for any federal income tax return which has not been previously reported to New Hampshire. Enter years covered by IRS _____ DO NOT USE THIS FORM TO REPORT AN IRS ADJUSTMENT. See Step 2 instructions.			

STEP 3	COMPLETE THE BET AND/OR BPT RETURN(S) AND THEN THE BUSINESS TAX SUMMARY			
STEP 4 Figure Your Balance Due or Over-payment	1 (a) Business Enterprise Tax Net of Statutory Credits	1(a)		
	(b) Business Profits Tax Net of Statutory Credits	1 (b)		1
	2 PAYMENTS:			
	(a) Tax paid with application for extension	2 (a)		
	(b) Total of this year's estimated tax payments	2 (b)		
	(c) Credit carryover from prior tax period	2 (c)		
	(d) Paid with original return (Amended returns only)	2 (d)		2
	3 TAX DUE: (Line 1 minus Line 2)			3
	4 ADDITIONS TO TAX:			
	(a) Interest (See instructions)	4(a)		
	(b) Failure to Pay (See instructions)	4(b)		
	(c) Failure to File (See instructions)	4(c)		
	(d) Underpayment of Estimated Tax (See instructions)	4(d)		4
	5 (a) Subtotal of Amount Due (Line 3 plus Line 4)			5(a)
	5 (b) Return Payment Made Electronically	5(b)		
5 BALANCE DUE: Line 5(a) minus 5(b). Make your payment on-line at www.nh.gov/revenue or make check payable to: STATE OF NEW HAMPSHIRE. Enclose, but do not staple or tape, your payment with this return.	PAY THIS AMOUNT →		5	
6 OVERPAYMENT: [Line 1 plus Line 4 minus Lines 2 and 5(b)]	6			
7 Apply overpayment amount on Line 6 to:				
(a) Credit - Next Year's Tax Liability	DO NOT PAY →		7 (a)	
(b) Refund			7 (b)	

THIS RETURN MUST BE ACCOMPANIED BY COMPLETE AND LEGIBLE COPIES OF THE APPROPRIATE FEDERAL FORMS AND SCHEDULES.
STEP 5 Under penalties of perjury, I declare that I have examined this summary and the attached returns, and to the best of my belief they are true, correct and complete. (If prepared by a person other than the taxpayer, this declaration is based on all information of which the preparer has knowledge.) If a combined group, I also certify that all affiliated companies are included in the appropriate group described in this return.

FOR DRA USE ONLY

<input type="checkbox"/> POA: By checking this box and signing below, you authorize us to discuss this return with the preparer listed on this return.			
X Signature (in ink) and Title if Fiduciary _____ Date _____		Preparer's Tax Identification Number _____ Preparer's Telephone Number _____	
X If joint return, BOTH parties must sign, even if only one had income _____ Date _____		Signature (in ink) of Paid Preparer _____ Date _____	
<input type="checkbox"/> Filing as surviving spouse/CU Partner		Printed Name of Preparer _____	
Print Signatory Name _____		Preparer's Address _____	
MAIL NH DRA TO: PO BOX 637 CONCORD NH 03302-0637		Taxpayer's Telephone Number _____ City/Town, State & Zip Code _____	

BT-SUMMARY

Instructions

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION

BUSINESS TAX SUMMARY

LINE-BY-LINE INSTRUCTIONS

STEP 1: NAME, ADDRESS, SOCIAL SECURITY OR FEDERAL EMPLOYER IDENTIFICATION NUMBER

At the top of the return enter the beginning and ending dates of the taxable period if different from the calendar year.

PRINT the taxpayer's name, address, Social Security Number (SSN), Federal Employer Identification Number (FEIN), or Department Identification Number (DIN) and principal business activity code in the spaces provided.

Enter spouse/CU Partner's name and SSN in the spaces provided for separate proprietorship only. Social Security Numbers are required pursuant to the authority granted by 42 U.S.C.S., Section 405. Wherever SSN's or FEIN's are required, taxpayers who have been issued a DIN, shall use their DIN only, and not SSN or FEIN.

STEP 2: RETURN TYPE AND FEDERAL INFORMATION

Check the Yes or No box to indicate if you are required to file a Business Enterprise Tax (BET) Return. Enterprises with more than \$150,000 of gross business receipts from all their activities or an enterprise value tax base of more than \$75,000 are required to file a BET Return with this Business Tax Summary Form. The BET is a 0.75% tax assessed on the enterprise value tax base, after special adjustments and apportionments, the BET is the sum of all compensation paid or accrued, interest paid or accrued, and dividends paid by the business enterprise.

Check the Yes or No box to indicate if you are required to file a Business Profits Tax (BPT) Return. Businesses carrying on business activity within NH are subject to BPT unless they have less than \$50,000 of gross receipts from all their activities. The BPT is an 8.5% tax assessed on income from conducting business activity within NH.

Check the entity type which corresponds to your organizational structure. In the case of an LLC, check the organization structure that corresponds to the federal return used to report the income and deductions to the IRS.

Check the AMENDED RETURN box if this is the second (or additional) Business Tax Summary that has been filed for any ONE tax period. Check the FINAL RETURN box only when the business organization has ceased to exist or no longer has business activity in New Hampshire.

Check the box if the IRS has made adjustments to your federal income tax return that have not been previously reported to New Hampshire. Enter the taxable periods examined by the IRS on the line provided. To report IRS adjustments you must submit the Report of Change (ROC) form under separate cover. These and other forms are available on our web site at www.nh.gov/revenue or call (603) 271-2192.

STEP 3: COMPLETE THE BET AND/OR BPT RETURNS AND THEN THE BUSINESS TAX SUMMARY.**STEP 4: FIGURE YOUR BALANCE DUE OR OVERPAYMENT**

- Line 1(a) Enter the amount of your Business Enterprise Tax net of statutory credits.
- Line 1(b) Enter the amount of your Business Profits Tax net of statutory credits.
- Line 1 Enter the sum of Lines 1(a) and 1(b).
- Line 2(a) Enter the amount paid with application for extension, Form BT-EXT. Include extension payments made electronically.
- Line 2(b) Enter estimated payments to be applied to this taxable period. Include estimate payments made electronically.
- Line 2(c) Enter the prior tax period overpayment that was carried forward to this taxable period.
- Line 2(d) When filing an AMENDED RETURN, enter the amount of payment remitted with the original Business Tax Summary.
- Line 2 Enter the total of Lines 2(a) through 2(d).
- Line 3 Enter the amount of Line 1 minus Line 2. Show a negative amount with parenthesis, e.g., (\$50).
- Line 4 Additions to tax are calculated on the individual taxes. Complete the following calculations to determine the amount due, if applicable, for each line.

Line 4(a) INTEREST: Interest is calculated on the balance of tax due from the original due date to the date paid at the applicable rate listed below. Enter result on Line 4(a).

X	*	X	=
Number of days	Daily rate decimal equivalent	Tax Due (Line 3)	Interest due

NOTE: The interest rate is recomputed each year under the provisions of RSA 21-J:28, II. Applicable rates are as follows:

PERIOD	RATE	DAILY RATE DECIMAL EQUIVALENT
1/1/2009 - 12/31/2009	7%	.000192
1/1/2008 - 12/31/2008	10%	.000273
1/1/2007 - 12/31/2007	10%	.000274
1/1/2006 - 12/31/2006	8%	.000219
1/1/2005 - 12/31/2005	6%	.000164

Contact the Department for applicable rates for any other tax periods.

Line 4(b) FAILURE TO PAY: A penalty equal to 10% of any nonpayment or underpayment of taxes shall be imposed if the taxpayer fails to pay the tax when due. If the failure to pay is due to fraud, the penalty shall be 50% of the amount of the nonpayment or underpayment.

Line 4(c) FAILURE TO FILE: A taxpayer failing to timely file a complete return may be subject to a penalty equal to 5% of the tax due or \$10, whichever is greater, for each month or part thereof that the return remains unfiled or incomplete. The total amount of this penalty shall not exceed 25% of the balance of tax due or \$50, whichever is greater. Calculate this penalty starting from the original due date of the return until the date a complete return is filed.

Line 4(d) UNDERPAYMENT PENALTY: If Line 1(a) or 1(b) is more than \$200 you were required to file estimated Business Profits Tax and/or Business Enterprise Tax payments during the taxable period. To calculate your penalty for nonpayment or underpayment of estimates, or to determine if you qualify for an exception from filing estimates payments, complete and **attach** Form DP-2210/2220. Use only one Form DP-2210/2220 to calculate the underpayment of estimated taxes for both the Business Enterprise and Business Profits Taxes. Form DP-2210/2220 may be obtained from our web site at www.nh.gov/revenue or by calling (603) 271-2192.

- Line 4 Enter the total of Lines 4(a) through 4(d).
- Line 5(a) Enter total of Line 3 and Line 4 for subtotal of amount due.
- Line 5(b) Enter the amount of payments made electronically for this return only. Any extension or estimate payments made electronically should be included on Lines 2(a) and 2(b).
- Line 5 Enter the amount of Line 5(a) minus Line 5(b). **This is the balance due.**
Make check or money order payable to: STATE OF NEW HAMPSHIRE. If less than \$1.00, do not pay, but still file the return(s). Enclose, but do not staple or tape, your payment with the Form BT-SUMMARY and attachments. To ensure the check is credited to the proper account, put your SSN, FEIN OR DIN on the check.
- Line 6 If the total tax (Line 1) plus interest and penalties (Line 4) is less than the payments [(Line 2) plus Line 5(b)] then you have overpaid. Enter the amount overpaid.
- Line 7 The taxpayer has an option of applying any or all of the overpayment as a credit toward next year's tax liability. Enter the desired credit on Line 7(a). The remainder, if any, which will be refunded, should be entered on Line 7(b). If Line 7(a) is not completed, the entire overpayment will be refunded.

STEP 5: SIGNATURE & POA'S

The Form BT-SUMMARY and return(s) must be dated and signed in ink by the taxpayer or authorized agent.

If you are filing a joint return, then **both** you and your spouse/CU Partner or authorized agent must sign and date the return, in ink. If the return was completed by a paid preparer, then the preparer must also sign and date the return in ink. The preparer must also enter their federal employer identification number, social security number, or federal preparer tax identification number (PTIN) and their complete address. By checking the POA box, the taxpayer authorizes the staff of the DRA to discuss this return with the preparer listed on the front of the return. This is a limited POA for this return only. The Department may request a completed Form DP-2848 for discussion of any other tax period or matter.

BET-WE**BUSINESS ENTERPRISE TAX RETURN FOR COMBINED GROUPS**

YOU ARE REQUIRED TO FILE THIS RETURN IF THE GROSS BUSINESS RECEIPTS WERE GREATER THAN **\$150,000** OR THE ENTERPRISE VALUE TAX BASE WAS GREATER THAN **\$75,000** FOR AT LEAST ONE NEXUS MEMBER OF THE COMBINED GROUP.

SEQUENCE #2**LINE-BY-LINE INSTRUCTIONS****STEP: 1 NAME & TAX ID**

At the top of the return enter the beginning and ending dates of the taxable period if different than the calendar year.

PRINT the principal New Hampshire business organization's name and federal employer identification number in the spaces provided. Whenever FEIN's are required, taxpayers who have been issued a DIN, shall use their DIN only, and not FEIN.

BET-80-WE APPORTIONMENT

Business Enterprise Tax Base Apportionment: Form BET-80-WE, BUSINESS ENTERPRISE TAX APPORTIONMENT FOR INDIVIDUAL NEXUS MEMBERS OF A COMBINED GROUP, must be completed in order to determine the values for Lines 1, 2 and 3 of the Form BET-WE.

NOTE: BET Nexus differs from BPT Nexus

STEP 2: COMPUTE THE TAXABLE ENTERPRISE VALUE TAX BASE

Line 1 Enter the total amount from the BET-80-WE, Line 17(a).
Line 2 Enter the total amount from the BET-80-WE, Line 24(a).
Line 3 Enter the total amount from the BET-80-WE, Line 29(a).
Line 4 Enter the sum of Lines 1, 2 and 3.

STEP 3: FIGURE YOUR TAX

Line 5 Multiply Line 4 by .0075.
Line 6: STATUTORY CREDITS

CDFA Credit (Investment Tax Credit RSA 162-L:10 & RSA 77-A:5,XI). Enter the amount of any CDFA Investment Tax Credit claimed pursuant to RSA 162-L:10. The amount of the credit shall not exceed the lesser of the total Business Enterprise Tax liability or \$200,000 for tax periods ending prior to July 1, 1999 or \$1,000,000 for tax periods ending after June 30, 1999. If you also claim this credit on your BPT or other tax forms(s) the combined total shall not exceed \$200,000 for tax periods ending prior to July 1, 1999 or \$1,000,000 for tax periods ending after June 30, 1999.

Community Reinvestment and Opportunity Zone Tax Credit ("CROP"). RSA 162-N:7 CROP Zone Tax Credit was repealed for tax years ending on or after 7/1/07. The law provided that the credit shall be available for tax liabilities arising during the 5 consecutive tax periods following the signing of the agreement. As a result, although the law was repealed, the carry forwards may be available.

Economic Revitalization Zone (ERZ) Tax Credit. The ERZ may be utilized as a credit against BET or BPT. The ERZ Credits applied first against BPT shall not be available as a credit against BET. ERZ Credit applied first against BET shall be considered BET paid and available as a credit against BPT only to the extent it is a credit against BET. The NH Department of Resources and Economic Development (DRED) awards the ERZ Credit pursuant to RSA 162-N.

Research & Development Tax Credit enter the unused amount of BPT credit awarded by the Department with taxpayer's application (Form DP-165) pursuant to RSA 162-P.

Coos County Job Creation Tax Credit enter the amount taken (DRED Form CJCTC-1A application) as authorized by Department of Resources & Economic Development (DRED) by RSA 162-Q.

Enter the sum of 6(a) through 6(e) on Line 6.

Line 7 Enter the amount of Line 5 minus Line 6. IF NEGATIVE, ENTER ZERO. **Enter the amount from Line 7 on Line 1(a) of the BT-Summary.**

For the CALENDAR year **2008** or other taxable period beginning _____ and ending _____
Mo Day Year Mo Day Year

THIS RETURN MUST BE FILED WITH THE BT-SUMMARY.

STEP 1 Print or Type	NAME OF PRINCIPAL NEW HAMPSHIRE BUSINESS ORGANIZATION		FEDERAL EMPLOYER IDENTIFICATION NUMBER OR SOCIAL SECURITY NUMBER OR DEPARTMENT IDENTIFICATION NUMBER	
If your business activities are conducted both inside and outside New Hampshire AND the business enterprise is subject to a business privilege tax, a net income tax, a franchise tax based upon net income or a capital stock tax in another state, whether or not it is actually imposed by the other state, or is subject to the jurisdiction of another state to impose a net income tax or capital stock tax upon it, then the business enterprise must apportion its enterprise value tax base. Complete Form BET-80-WE to determine the values for Lines 1, 2 and 3. Form BET-80-WE may be obtained from our web site at www.nh.gov/revenue or by calling (603) 271-2192.				
STEP 2 Compute the Taxable Enterprise Value Tax Base	1 Dividends Paid	1		
	2 Compensation and Wages Paid or Accrued	2		
	3 Interest Paid or Accrued	3		
	4 Taxable Enterprise Value Tax Base (Sum of Lines 1, 2 and 3)		4	
STEP 3 Figure Your Tax	5 Business Enterprise Tax (Line 4 multiplied by .0075)		5	
	6 STATUTORY CREDITS (a) RSA 162-L:10. CDFA-Investment Tax Credit	6(a)		
	(b) RSA 162-N Community Reinvestment and Opportunity Credit. Repealed for tax years ending on or after 7/01/07.	6(b)		
	(c) RSA 162-N. Economic Revitalization Zone Tax Credit. Effective for tax periods ending on or after 7/01/07	6(c)		
	(d) RSA 162-P. Research & Development Tax Credit (see instructions) Effective for tax periods ending on or after 9/07/07.	6(d)		
	(e) RSA 162-Q Coos County Job Creation Tax Credit	6(e)	6	
	7 Business Enterprise Tax Net of Statutory Credit (Line 5 minus Line 6. IF NEGATIVE, ENTER ZERO.) ENTER THIS AMOUNT ON LINE 1(a) OF THE BT-SUMMARY.		7	

- DIVIDENDS -

“Dividends” means any distribution of money or property, other than the distribution of newly issued stock, to owners of the business enterprise with respect to their ownership interest in such enterprise from the accumulated revenues and profits of the enterprise.

Dividends Subject to Tax

- All property transferred from the accumulated profits of a business enterprise to an owner with respect to the owner's ownership interest.
- All personal expenditures made by a business enterprise on behalf of an owner which have not been properly reported as compensation or loans for federal income tax purposes.
- Forgiveness of an owner's indebtedness to the business enterprise, unless reported as compensation or interest to the individual and included in those elements of the Enterprise Value Tax Base.
- Automatic re-investment of property distributed from accumulated profits into additional stock.

Non-Taxable Dividends

- Amounts deducted under RSA 77-A:4, III for personal services of the proprietor or partner. (also see the compensation section).
- Distribution in liquidation or in complete redemption of an owner's interest.
- Any deemed dividend election that may be made by members of an affiliated group.
- Cash or non-cash payments of life, sickness, accident, or other benefits to members or their dependents or designated beneficiaries from VEBA'S (Voluntary Employees' Beneficiary Association) qualified under Section 501(c)(9) of the IRC.
- Distributions of money or property to participants from any common trust fund as defined under Section 584 of the IRC.
- Life insurance dividends.
- Payments of interest on deposits of depositors of a mutual bank or credit union.
- Distributions of money or property to or on behalf of beneficiaries of a trust which is either subject to taxation under Section 641 or 664 of the IRC.
- Patronage dividends.
- Distributions of money or property to beneficiaries of a trust qualified under Section 401 of the IRC.
- Policy holder dividends as defined under Section 808 of the IRC, to extent such dividends are not reduced pursuant to Section 809 of the IRC.

- COMPENSATION -

“Compensation” means all wages, salaries, fees, bonuses, commissions or other payments paid or accrued in the taxable period on behalf of employees, officers or directors of the business enterprise and subject to, or specifically exempt from, withholding under IRC 3401.

Compensation Subject to Tax

- Wages subject to federal income tax withholding.
- Contributions on behalf of employees to qualified pension, profit-sharing and stock bonus plans.
- Contributions on behalf of employees to annuity or deferred-payment plans.
- Fringe benefits provided to and included in gross income of employees for federal income tax purposes.
- Imputed interest on a below market compensation related loan between employer and employee.
- The “Compensation for Personal Services” deduction taken on the New Hampshire BPT return by a proprietorship, partnership, or limited liability company pursuant to RSA 77-A:4, III.
- The remainder, if any, of the guaranteed payments to partners reduced by the New Hampshire BPT Compensation for Personal Services deduction.
- Other payments, including the payment of debts, expenses or other liabilities pursuant to Rev 2402.01.

Non-taxable Compensation

- Payment for independent contractors where no employer/employee relationship exists.
- Payments in the form of or for the following services:
 - Members of the armed forces
 - Ministers
 - Paper boys and girls under the age of 18
 - Volunteers of Peace Corps
 - Group term life insurance on the life of an employee
 - Moving expenses
 - Non-cash or cash tips to an employee if not deductible by the employer
 - Educational assistance
 - Scholarships
 - Medical reimbursements.
- Health Insurance.
- Taxpayer’s distributive share of net earnings from a trade or business conducted by another business enterprise.
- Self-employment income retained for use in enterprise but not deducted under RSA 77-A:4, III.

- INTEREST -

“Interest” means all amounts paid or accrued for the use or forbearance of money or property.

Interest Subject to Tax

- Interest paid or accrued not reduced by interest income or other fee income and without regard to any federal deductibility limitation or federal capitalization requirements.
- Property transferred by a business enterprise not classified as interest, but the substance of the transaction indicates that the payment was made in lieu of interest.

Non-taxable Interest

- Amount paid, credited or set aside in connection with reserves by insurers to fulfill policy and contractual responsibilities to policy holders.
- Amount paid by VEBA’s (Voluntary Employees’ Benefit Associations) qualified under Section 501(c) (9) of the IRC to fulfill obligations to members.

BET-80-WE**BUSINESS ENTERPRISE TAX APPORTIONMENT FOR INDIVIDUAL
NEXUS MEMBERS OF A COMBINED GROUP**For the CALENDAR year **2008** or other taxable period beginning _____ Mo Day Year and ending _____ Mo Day Year**SEQUENCE #3**

NAME OF PRINCIPAL NH BUSINESS ORGANIZATION				
FEDERAL EMPLOYER IDENTIFICATION NUMBER OR SOCIAL SECURITY NUMBER OR DEPARTMENT IDENTIFICATION NUMBER		COLUMN A	COLUMN B	COLUMN C
		Name:	Name:	Name:
SECTION I APPORTIONMENT FACTORS (See General Instructions)		FEIN	FEIN	FEIN
Com-pensa-tion and Wages Factor	1 New Hampshire Compensation and Wages Paid or Accrued			
	2 Everywhere Compensation			
	3 COMPENSATION FACTOR (Line 1 divided by Line 2) Enter on Line 21	.	.	.
Interest Factor	4 Average of New Hampshire Property			
	5 Average of Everywhere Property			
	6 INTEREST FACTOR (Line 4 divided by Line 5) Enter on Line 26	.	.	.
Dividend Factor	7 New Hampshire Sales			
	8 Everywhere Sales			
	9 Sales Factor (Line 7 divided by Line 8)	.	.	.
	10 Subtotal (Sum of Lines 3, 6 and 9)	.	.	.
	11 DIVIDEND FACTOR (Line 10 divided by number of factors in subtotal) Enter on Line 15	.	.	.
SECTION II BUSINESS ENTERPRISE TAX BASE APPORTIONMENT (See General Instructions)				
Dividend Appor-tionment	12 Dividends Paid			
	13 LESS: Dividend Deduction			
	14 Subtotal (Line 12 minus Line 13)			
	15 Dividend Apportionment Factor (From Line 11)	.	.	.
	16 Taxable Dividends (Line 14 multiplied by Line 15)			
	17 TOTAL TAXABLE DIVIDENDS (From Line 16. If nega-tive enter zero)			
	17(a) Sum of Columns 17(A), 17(B), and 17(C). Enter this amount on Form BET-WE, Line 1: TOTAL 17(a)			
Com-pensa-tion and Wages Appor-tionment	18 Everywhere Compensation Paid or Accrued			
	19 LESS: Retained Compensation			
	20 Subtotal (Line 18 minus Line 19)			
	21 Compensation Apportionment Factor (From Line 3)	.	.	.
	22 Taxable Compensation (Line 20 multiplied by Line 21)			
	23 LESS: Dividend Offset			
	24 TOTAL TAXABLE COMPENSATION (Line 22 minus Line 23)			
	24(a) Sum of Columns 24(A), 24(B) and 24(C). Enter this amount on Form BET-WE, Line 2: TOTAL 24(a)			
Interest Appor-tionment	25 Interest Paid or Accrued			
	26 Interest Apportionment Factor (From Line 6)	.	.	.
	27 Taxable Interest (Line 25 multiplied by Line 26)			
	28 LESS: Dividend Offset			
	29 TOTAL TAXABLE INTEREST (Line 27 minus Line 28)			
	29(a) Sum of Columns 29(A), 29(B) and 29(C). Enter this amount on Form BET-WE, Line 3: TOTAL 29(a)			

**NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
BUSINESS ENTERPRISE TAX APPORTIONMENT
FOR INDIVIDUAL NEXUS MEMBERS OF A COMBINED GROUP**

WHO MUST APPORTION

A business enterprise must apportion its enterprise value tax base if:

- its business activities are conducted both inside and outside New Hampshire, AND
- the business enterprise is subject to a business privilege tax, a net income tax, a franchise tax based upon net income, or a capital stock tax in another state, or is subject to the jurisdiction of another state to impose a net income tax or capital stock tax upon it, whether or not it is actually imposed by the other state.

SPECIFIC APPORTIONMENT QUESTIONS

Questions regarding apportionment under the New Hampshire Business Enterprise Tax should be directed to: NH DRA, Central Taxpayer Services, PO Box 457, Concord, New Hampshire 03302-0457. Telephone: (603) 271-2191.

LINE-BY-LINE INSTRUCTIONS**NAME & IDENTIFICATION NUMBER**

At the top of the return enter the beginning and ending dates of the taxable period if different from the calendar year. PRINT the taxpayer's name, address, social security number, or department identification number in the spaces provided. Social security numbers are required pursuant to the authority granted by 42 U.S.C.S., Section 405. Wherever social security numbers or federal employer identification numbers are required, taxpayers who have been issued a DIN, shall use their DIN only, and not their SSN or FEIN.

Enter the name and federal identification number of each nexus member at the top of each column. If additional columns are needed attach a schedule using the same format. Complete Lines 1 through 29 separately for each New Hampshire nexus member in the combined group. Note: BET nexus differs from BPT nexus. Public Law 86-272 does not apply to BET. See the General Instructions - Who Must File - for the filing threshold for each tax type.

SECTION I APPORTIONMENT FACTORS**COMPENSATION AND WAGES FACTOR****LINES 1 & 2**

Enter on Line 1 the "New Hampshire" compensation and wages paid or accrued. Enter on Line 2 the "EVERYWHERE" compensation and wages paid or accrued.

"Compensation and wages" includes all wages, salaries, fees, bonuses, commissions or other payments paid or accrued, including deferred compensation, in the taxable period. This includes compensation on behalf of or for the benefit of employees, officers or directors of the business enterprise and subject to or specifically exempt from withholding under US Internal Revenue Code (IRC) Section 3401. Payments made expressly exempt from withholding under IRC Sections 3401(a) (1), (9), (10), (13), (14), (15), (16), (18), (19), and (20) should not be included.

LINE 3

Enter on Line 3 the amount of Line 1 divided by Line 2. Express this amount as a decimal to six places.

INTEREST FACTOR**LINES 4 & 5**

Enter on Line 4 the average value of beginning and ending "New Hampshire" real and tangible personal property owned and employed. Enter on Line 5 the average value of beginning and ending "EVERYWHERE" real and tangible personal property owned and employed. Property includes all real and tangible personal property owned and employed by the business enterprise during the taxable period in the regular course of its trade or business.

Leasehold improvements are treated as property owned by the business enterprise. Real and tangible personal property which is rented or leased is NOT included in the Business Enterprise Tax interest factor.

"Real and tangible personal property" includes land, buildings, improvements, equipment, merchandise or manufacturing inventories, leasehold improvements and other similar property that reflects the enterprise's business activities. Property shall be included if it is actually used or is available for use or capable of being used during the taxable period in the regular course of the trade or business of the enterprise. Property or equipment under construction during the taxable period, except inventoriable goods in process, shall be excluded until such property is actually used or available for use by the business enterprise in its regular trade or business.

Valuation of Owned Property: Property owned by the business enterprise must be valued at its original cost. "Original cost" is the basis of the property for federal income tax purposes at the time of acquisition, prior to any federal adjustments, and adjusted by subsequent sale, exchange, abandonment, etc. Inventory is included in accordance with the valuation method used for federal income tax purposes.

Average Value of Owned Property: The beginning and ending cost of owned property is used to determine the average cost for the property. Where fluctuations in values exist during the period or where property is acquired or disposed of during the period, a monthly average shall be used to prevent distortions. "Beginning of Period" means the start of the taxable period or when available for use.

LINE 6

Enter on Line 6 the amount of Line 4 divided by Line 5. Express this amount as a decimal to six places.

DIVIDEND FACTOR**LINE 7 & 8**

Enter on Line 7 the "New Hampshire" sales. Enter on Line 8 the "EVERYWHERE" sales. Sales include:

- sales, less returns and allowances,
- interest, rents and royalties,
- dividends which are not eligible for the dividend deduction under RSA 77-E:3, II and III,
- capital gain income,
- net gains or losses, and
- other income unless the other income is properly includible as a reduction of an expense or allowance.

LINE 9

Enter on Line 9 the amount of Line 7 divided by Line 8. Express this amount as a decimal to six places.

LINE 10

Enter on Line 10 the sum of the Lines 3, 6 and 9.

LINE 11

Enter on Line 11 the amount of Line 10 divided by 3. Express this amount as a decimal to six places. If there are only two "EVERYWHERE" factors, then divide by 2; if only one "EVERYWHERE" factor, divide by 1.

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
BUSINESS ENTERPRISE TAX APPORTIONMENT
FOR INDIVIDUAL NEXUS MEMBERS OF A COMBINED GROUP
 LINE-BY-LINE INSTRUCTIONS (continued)

SECTION II BUSINESS ENTERPRISE TAX BASE APPORTIONMENT

DIVIDEND APPORTIONMENT

LINE 12

Enter the amount of dividends paid. "Dividends" means any distribution of money or property, other than the distribution of newly issued stock of the same enterprise, to the owners of a business with respect to their ownership interest in such enterprise from accumulated revenues and profits of the enterprise. Per RSA 77-E:1, VI, the term "Dividends" does **NOT** include the following:

- Distributions of money or property to beneficiaries of a trust qualified under US Internal Revenue Code (IRC) Section 401;
- Cash or non-cash payments of life, sickness, accident or other benefits to members or their dependents or designated beneficiaries from a voluntary employees' beneficiary association qualified under IRC Section 501(c) (9);
- Distributions of money or property to participants from any common trust fund as defined under IRC Section 584;
- Policyholder dividends as defined under IRC Section 808, to the extent such dividends are not reduced pursuant to IRC Section 809;
- Payment of interest on deposits of depositors of a mutual bank or credit union; or
- Distributions of money or property to or on behalf of beneficiaries of a trust which is either subject to taxation under IRC Section 641 or described in IRC Section 664, provided that, this shall apply only to the extent that such trust limits its activities to personal investment activities which do not constitute business activities and those incidental to or in support of such personal investment activities.

LINE 13

Enter the amount allowed for dividends received from members of an affiliated group of business enterprises, as provided in RSA 77-E:3, II and III. Include only those dividends which have previously been included in the payor corporation's taxable business enterprise value tax base, subject to taxation under the Business Enterprise Tax Law.

LINE 14

Enter the amount of Line 12 minus Line 13.

LINE 15

Enter the DIVIDEND FACTOR from Line 11.

LINE 16

Enter the product of Line 14 multiplied by Line 15. If negative, show in parenthesis e.g. (\$50).

LINE 17

If Line 16 is **negative**, enter **zero** on Line 17. If Line 16 is positive, enter the same amount on Line 17.

LINE 17(a)

SUM OF COLUMNS 17(A), 17(B) & 17(C), FOR ALL NEXUS MEMBERS OF THE COMBINED GROUP ON LINE 17(a). IF ADDITIONAL COLUMNS WERE USED, INCLUDE THE SUM OF ALL COLUMNS IN THE TOTAL. ENTER THIS AMOUNT ON FORM BET-WE, LINE 1.

COMPENSATION AND WAGES APPORTIONMENT, INCLUDING DEFERRED COMPENSATION

LINE 18

Enter the amount of everywhere compensation paid or accrued, including deferred compensation for each respective nexus taxpayer. Include all wages, salaries, fees, bonuses, commissions or other payments paid or accrued in the taxable period. See Line 1 and 2 for definitions.

LINE 19

Enter the amount of any net earnings from self-employment which are retained and used for the reasonable needs of the enterprise. See Rev 2403.01 for further clarification.

LINE 20

Enter the amount of Line 18 minus Line 19.

LINE 21

Enter the COMPENSATION FACTOR from Line 3.

LINE 22

Enter the product of Line 20 multiplied by Line 21.

LINE 23 and LINE 28

If Line 16 is positive or 0, enter zero on Lines 23 and 28. If Line 16 is negative, then this amount may be applied on Line 23 to offset "TAXABLE COMPENSATION" or applied on Line 28 to offset "TAXABLE INTEREST". The amount entered on Line 23 cannot exceed the amount on Line 22. The amount entered on Line 28 cannot exceed the amount on Line 27. The sum of Lines 23 and 28 cannot exceed the amount on Line 16.

LINE 24(a)

Enter the amount of Line 22 minus Line 23. **SUM COLUMNS 24(A), 24(B) & 24(C), FOR ALL NEXUS MEMBERS OF THE COMBINED GROUP ON LINE 24(a). IF ADDITIONAL COLUMNS WERE USED, INCLUDE THE SUM OF ALL COLUMNS IN THE TOTAL. ENTER THIS AMOUNT ON LINE 2 OF FORM BET-WE.**

INTEREST APPORTIONMENT

LINE 25

Enter the amount of interest paid or accrued. Per RSA 77-E:1, XI, "Interest" means all amounts paid or accrued for the use or forbearance of money or property. The term "Interest" shall not include amounts paid, credited or set aside in connection with reserves by insurers to fulfill policy and contractual responsibilities to policy holders or by voluntary employees' beneficiary associations qualified under IRC Section 501(c) (9) to fulfill obligations to members.

LINE 26

Enter the INTEREST FACTOR from Line 6.

LINE 27

Enter the product of Line 25 multiplied by Line 26.

LINE 28

See instructions for Line 23.

LINE 29(a)

Enter the amount of Line 27 minus Line 28. **SUM OF COLUMNS 29(A), 29(B) & 29(C), FOR ALL NEXUS MEMBERS OF THE COMBINED GROUP ON LINE 29(a). IF ADDITIONAL COLUMNS WERE USED, INCLUDE THE SUM OF ALL COLUMNS IN THE TOTAL. ENTER THIS AMOUNT ON FORM BET-WE, LINE 3.**

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
COMBINED BUSINESS PROFITS TAX RETURNFor the CALENDAR year **2008** or other taxable period beginning _____ and ending _____
Mo Day Year Mo Day Year**SEQUENCE #4B**Due Date for CALENDAR year filers is on or before **March 16, 2009** or for FISCAL filers the 15th day of the 3rd month after the close of the taxable period.**YOU ARE REQUIRED TO FILE THIS FORM IF YOUR GROSS BUSINESS INCOME WAS GREATER THAN \$50,000.**

STEP 1 Print or Type	NAME OF PRINCIPAL NEW HAMPSHIRE BUSINESS ORGANIZATION _____		FEDERAL EMPLOYER IDENTIFICATION NUMBER, SOCIAL SECURITY NUMBER OR DEPARTMENT IDENTIFICATION NUMBER _____
STEP 2 Questions	A Is the corporation filing its tax return on an IRS approved 52/53 week tax year?..... Yes _____ No _____ If yes, provide the period beginning _____ and ending _____ Mo Day Year Mo Day Year		
	B Does the corporation file as part of a unitary group in any other jurisdiction?..... Yes _____ No _____		
	C Has the corporation been found to be unitary by any other jurisdiction?..... Yes _____ No _____		
	D Is this corporation affiliated with any other business organization not included within this combined return that files business tax returns with this department?..... Yes _____ No _____ Identify by name and FEIN _____		
STEP 3 Figure Your Taxes	1 Gross Business Profits		SCH R IRC RECONCILIATION <input type="checkbox"/>
	(a) Combined Net Income from NH-1120-WE, Schedule I, Line 9 or if IRC Reconciliation was taken, Line 5 of Combined Schedule R (If negative, show in parenthesis)..... 1(a)		
	(b) Separate entity and other items of income or expense not allowed for on this form (attach schedule) 1(b)		
	(c) Subtotal [Line 1(a) adjusted by Line 1(b)]. If negative, show in parenthesis (See instructions for Net Operating Loss (NOL) provisions) 1(c)		
	(d) Foreign Dividends (Must be the same amount as Schedule II, Line 6 and the total of Column B on Schedule III) 1(d)		
	(e) New Hampshire Combined Net Income (Line 1(c) adjusted by Line 1(d). If negative, show in parenthesis) 1(e)		
	2 Additions and Deductions		
	(a) Add back income taxes or franchise taxes measured by income 2(a)		
	(b) New Hampshire Net Operating Loss Deduction (Attach Form DP-132-WE).... 2(b)		
	(c) Interest on direct US Obligations 2(c)		
	(d) Wage adjustment required by IRC Section 280C 2(d)		
	(e) Foreign dividend gross-up (IRC Section 78)..... 2(e)		
	(f) Research contribution (See RSA 77-A:4 XII). Attach computation 2(f)		
	(g) Add back return of capital from Qualified Investment Capital Company..... 2(g)		
	(h) Combine Lines 2(a) through 2(g). (If negative, show in parenthesis.) .. 2(h)		
	3 Adjusted Gross Business Profits (Line 1(e) adjusted by Line 2(h). (If negative, show in parenthesis) 3		
	4 New Hampshire Apportionment (Form DP-80, Line 5. Express as a decimal to 6 places.)..... 4		
	5 New Hampshire Water's Edge Taxable Business Profits (Line 3 multiplied by Line 4)..... 5		
	6 New Hampshire Foreign Dividends Taxable Business Profits (From Schedule II, Line 7)..... 6		
	7 New Hampshire Taxable Business Profits (Line 5 plus Line 6. If negative, enter zero)..... 7		
	8 New Hampshire Business Profits Tax (Line 7 x 8.5%)..... 8		
STEP 4 Figure Your Credits	9 Credits allowed under RSA 77-A:5 (Attach Form DP-160-WE) 9		
	10 Subtotal (Line 8 minus Line 9)..... 10		
	11 New Hampshire Business Enterprise Tax Credit 11		
	12 New Hampshire Business Enterprise Tax Credit to be applied against Business Profits Tax (Enter the lesser of Line 10 or Line 11) 12		
	13 New Hampshire Business Profits Tax Net of Statutory Credits (Line 10 minus Line 12) 13		

ENTER THE AMOUNT FROM LINE 13 ON LINE 1(b) OF THE BT- SUMMARY FORM.

THIS RETURN MUST BE FILED WITH THE BT-SUMMARY AND ALL APPLICABLE FEDERAL SCHEDULES.

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
COMBINED BUSINESS PROFITS TAX
AFFILIATION SCHEDULE

SEQUENCE #4C

This page must be completed in its entirety as part of the NH-1120-WE. This page identifies the principal New Hampshire business organization, as defined in Rev 301.24, other members of the Water's Edge Combined Group, as defined in RSA 77-A:1 and those affiliates excluded from the group as non-unitary or qualified Overseas Business Organizations as defined by RSA 77-A:1, XIX.

A PRINCIPAL NEW HAMPSHIRE BUSINESS ORGANIZATION		FEDERAL EMPLOYER IDENTIFICATION NUMBER SOCIAL SECURITY NUMBER OR DEPARTMENT IDENTIFICATION NUMBER	
NUMBER & STREET ADDRESS			
STREET ADDRESS (CONTINUED)			
CITY/TOWN, STATE & ZIP CODE			
B NEW HAMPSHIRE BUSINESS ACTIVITY			
Attach additional sheets for the following, if necessary			
C Other members included in the Water's Edge Combined Group. Indicate with an X those members who have nexus with New Hampshire.			
	Name of Business Organization	FEIN	Nexus
1			
2			
3			
4			
5			
6			
7			
8			
D Parent Company of this Combined Group		FEIN	Nexus
E Name and federal employer identification numbers of the domestic affiliated business organizations who are excluded from the New Hampshire Water's Edge Combined Group as non-unitary members. Indicate with an X those members who have nexus in New Hampshire.			
	Name of Business Organization	FEIN	Nexus
1			
2			
3			
4			
5			
6			
7			
8			
F Name, location, and federal employer identification number, if applicable, of the affiliates excluded from the group as qualified Overseas Business Organizations, as defined by RSA 77-A:1, XIX. Indicate with an X those members who have nexus in New Hampshire.			
	Name and Location of Business Organization	FEIN	Nexus
1			
2			
3			
4			
5			
6			
7			
8			
G Taxpayer Contact:			
Name and Title		Telephone Number	

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
COMBINED BUSINESS PROFITS TAX RETURN
 LINE-BY-LINE INSTRUCTIONS

STEP 1: NAME & IDENTIFICATION NUMBER

At the top of the return enter the beginning and ending dates of the taxable period if different from the calendar year. PRINT the taxpayer's name, address, or department identification number (DIN) in the spaces provided. Social security numbers are required pursuant to the authority granted by 42 U.S.C.S., Section 405. Wherever federal employer identification numbers are required, taxpayers who have been issued a DIN, shall use their DIN only, and not their SSN or FEIN.

STEP 2: QUESTIONS

- Line A Check "yes" if the corporation files its tax return on an IRS approved 52/53 week tax year. If yes, provide the beginning and ending period dates.
- Line B Check "yes" if the corporation files as part of a unitary group in any other jurisdiction.
- Line C Check "yes" if the corporation has been found to be unitary by any other jurisdiction regardless of its filing status in that jurisdiction.
- Line D Check "yes" if the corporation is affiliated with any other business organization not included within this combined return that files business tax returns with the Department.

STEP 3: FIGURE YOUR TAXES

IRC Reconciliation: Check box and complete the Combined Schedule R.

LINE 1: NEW HAMPSHIRE COMBINED NET INCOME

- (a) Enter Combined Net Income from NH-1120-WE, Schedule I, Line 9. If you checked the IRC Reconciliation box, Line 5 of the Corporate Schedule R is entered here.
- (b) Enter the amounts, which arise from the necessity of adjusting gross business profits to accommodate the New Hampshire requirement of separate entity treatment for business organizations. Other items of income could be passive activity adjustments, and items of income or expense related to treatment of these items that may be inconsistent with State tax treatment.
- (c) Enter the amount of Line 1(a) adjusted by Line 1(b). If negative, show in parenthesis, e.g. (\$50). If Line 1(c) shows a loss AND there are two or more New Hampshire nexus members in the combined group, then the New Hampshire net operating loss (NOL) carryforward available for future deduction must be allocated amongst the members of the combined group in accordance with Administrative Rule Rev 303.03. The loss must be reported on Form DP-132-WE, Combined Net Operating Loss (NOL) Deduction, for the year in which the deduction is claimed.

Administrative Rules and Statutes for the Business Enterprise Tax and the Business Profits Tax as well as NOL provisions are available on our web site at www.nh.gov/revenue, within the laws and rules section. If you have specific questions concerning net operating loss provisions for combined filers contact the NH DRA, PO Box 457, Concord, NH 03302-0457, telephone (603) 271-2191. Individuals with hearing or speech impairments may call TDD Access Relay NH 1-800-735-2964.

- (d) Foreign Dividends [RSA 77-A:3, II(b)] that are from overseas business organization payors must be included in Line 1(a) above in order to be deducted here. This amount must equal the total of column B on Schedule III. Failure to complete page 2 of the return and Schedules II and III could result in the inclusion of dividend income without factor relief or worldwide combination.
- (e) Line 1(c) adjusted by Line 1(d). Show negative amount in parenthesis, e.g. (\$50).

LINE 2: ADDITIONS AND DEDUCTIONS

- (a) Enter the total New Hampshire Business Profits Tax and any income tax, franchise tax measured by net income or capital stock tax assessed by any state or political subdivision that was deducted on this year's federal return. Do not include the New Hampshire Business Enterprise Tax liability in this amount. Attach a schedule of taxes by state.

- (b) Enter the amount of carryover loss available as shown on Line 12 of Form DP-132-WE. Form DP-132-WE must be attached to the return. Refer to the instructions on the reverse side of Form DP-132-WE for the NOL carryover restrictions and allocation provisions.
- (c) Enter the amount of gross business profits as is attributable to income derived from non-taxable interest on notes, bonds or other direct securities of the United States government.
- (d) Enter the amount of the jobs credit [IRC Section 280C(a)] deducted on this year's federal return.
- (e) Enter the amount of gross business profits that is attributable to foreign dividend gross-up as determined in accordance with IRC Section 78.
- (f) In the case of a business organization which makes qualified research contributions as defined in RSA 77-A:1, X, the gross business profits shall be adjusted by: (a) adding to gross business profits the amount deducted under IRC Section 170 in arriving at federal taxable income; and (b) deducting from gross business profits an amount equal to the sum of the taxpayer's basis in the contributed property plus 50 percent of the unrealized appreciation, or twice the basis of the property, whichever is less.
- (g) Enter an addition equal to any return of capital previously taken as a deduction pursuant to RSA 77-A:4, XVII as a capital contribution to a Qualifying Investment Capital Company if such return of capital is received within 3 taxable periods after the taxable period in which it was deducted. Attach a schedule listing name, FEIN and the amount paid.
- (h) Enter the total of Lines 2(a) through 2(g) on Line 2(h), showing negative amounts in parenthesis, e.g. (\$50).

LINE 3: ADJUSTED GROSS BUSINESS PROFITS

Enter the total of Line 1(e) as adjusted by Line 2(h). Show negative amounts in parenthesis, e.g. (\$50).

LINE 4: NEW HAMPSHIRE APPORTIONMENT

Complete Form DP-80, Schedule A, Apportionment of Income. Enter resulting apportionment on Line 4 of your Form NH-1120-WE, expressed as a decimal to six places. Form DP-80 must be attached to Form NH-1120-WE.

LINE 5

Enter the product of Line 3 multiplied by Line 4.

LINE 6

Enter the New Hampshire foreign dividends taxable business profits from Schedule II, Line 7.

LINE 7

Enter the sum of Line 5 plus Line 6.

LINE 8

Enter the product of Line 7 multiplied by 8.5%.

STEP 4: FIGURE YOUR CREDITS**LINE 9: CREDITS**

Enter the amount of credits allowed under RSA 77-A:5. **Form DP-160-WE, Schedule of Business Profits Tax Credits, must be filed with the return to support all credits claimed on Line 9.** Do not include the BET credit on this line.

LINE 10

Enter the amount from Line 8 minus Line 9.

LINE 11: BUSINESS ENTERPRISE TAX CREDIT

Business Enterprise Tax paid shall be applied as a credit against Business Profits Tax. Any unused portion of the credit may be carried forward and allowed against Business Profits Tax due for up to 5 taxable periods from the period in which the Business Enterprise Tax was paid. To calculate the BET credit to be applied against this year's Business Profits Tax, complete the following worksheet.

STEP 4: FIGURE YOUR CREDITS (CONTINUED)**LINE 12**

Enter the lesser amount of Line 10 or Line 11. If Line 11 is greater than Line 10, then a Business Enterprise Tax credit carryforward exists. Any unused portion of the current periods's Business Enterprise Tax Credit may be carried forward and credited against any Business Profits tax due in a subsequent taxable period following the tax period of the BPT liability.

LINE 13

Enter the amount of Line 10 minus Line 12.

ENTER THE AMOUNT FROM LINE 13 ONTO LINE 1(b) OF THE BT-SUMMARY FORM.

PAGE 2 WATER'S EDGE COMBINED GROUP BUSINESS PROFITS TAX AFFILIATION SCHEDULE INSTRUCTIONS.

Page 2 of Form NH-1120-WE replaces Form AU-20. It must be completed in its entirety and submitted with the NH-1120-WE. This page identifies the principal New Hampshire business organization, as defined in Rev 301.24, other members of the Water's Edge Combined Group, as defined in RSA 77-A:1 and those affiliates excluded from the group as non-unitary or qualified overseas business organizations as defined by RSA 77-A:1.

BET CREDIT WORKSHEET

	Taxable period ended	Taxable period ended	Taxable period ended	Taxable period ended	Taxable period ended
A BET Credit Carryforward Amount *See note below	<input type="text"/>	→ <input type="text"/>	→ <input type="text"/>	→ <input type="text"/>	→ <input type="text"/>
B Current Period BET liability from Form BET, Line 5	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
C Expiring BET Credit Carryforward **See note below	(<input type="text"/>)	(<input type="text"/>)	(<input type="text"/>)	(<input type="text"/>)	(<input type="text"/>)
D BET Credit Available (Sum of Lines A, B and C) Enter on Line 11 of NH-1120-WE	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
E Current Period BPT liability from NH-1120-WE, Line 10	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
F BET Credit Deduction this period (the lesser of Line D or Line E) Enter on Line 12 of NH-1120-WE	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
G Credit Carryforward Amount (Line D minus Line F) Carry this amount forward and indicate on Line A in subsequent period.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

*Note: The Line A amount in the first column is from Line G, the credit carryforward amount, of the previous year's BET CREDIT WORKSHEET. If this is your initial year of the BET, enter zero. Note that the BET is imposed on a separate entity basis only. Any credit carryforward remains a tax attributable to the individual entities to which the tax was imposed. In the event any individual entity is no longer a member of this combined group, you must remove their portion of BET credit carryforward from Line A.

** Note: The BET credit may be carried forward and allowed against BPT taxes due for 5 (five) taxable periods from the period in which the tax was paid. Any unused credit prior to the 5 most current tax periods expiring in this taxable period is unavailable and should be included in Line C.

**NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
SUMMARY OF COMBINED NET INCOME
SCHEDULE I**

For the CALENDAR year **2008** or other taxable period beginning _____ Mo _____ Day _____ Year _____ and ending _____ Mo _____ Day _____ Year _____

SEQUENCE #10

NAME OF PRINCIPAL NEW HAMPSHIRE BUSINESS ORGANIZATION		FEDERAL EMPLOYER IDENTIFICATION NUMBER / SOCIAL SECURITY NUMBER / DEPARTMENT IDENTIFICATION NUMBER	TAXABLE INCOME before net operating loss deduction and special deductions.
Line 1	US Consolidated (Line 28 as filed with the IRS).....		1
Line 2	LESS Overseas Business Organizations included in Line 1 above		2
Line 3	LESS Non-Unitary Entities included in Line 1 above.....		3
Line 4	ADD Consolidating Eliminations attributable to entities included in Line 2 or Line 3 above		4
Line 5	ADD Unitary Entities not included in Line 1 above		5
Line 6	ELIMINATE Inter-Company Income (Expense).....		6
Line 7	SUBTOTAL (Sum of Lines 1 through 6)		7
Line 8(a)	LESS Income Exempt under federal constitutional law		8(a)
Line 8(b)	ADD Related Expenses.....		8(b)
Line 9	COMBINED NET INCOME [Line 7 adjusted by Line 8(a) & Line 8(b)].....		9

GENERAL INSTRUCTIONS

Form NH-1120-WE is used for combined filing. Consolidated returns are not permitted. The purpose of Schedule I is to reconcile the federally reported net income to the New Hampshire combined net income of the water's edge group.

NAME & IDENTIFICATION NUMBER

At the top of the return enter the beginning and ending dates of the taxable period if different from the calendar year. PRINT the taxpayer's name, federal employer identification number (FEIN), social security number (SSN), or department identification number (DIN) in the spaces provided. Social security numbers are required pursuant to the authority granted by 42 U.S.C.S., Section 405. Wherever social security numbers or federal employer identification numbers are required, taxpayers who have been issued a DIN, shall use their DIN only, and not their SSN or FEIN.

LINE 1: US CONSOLIDATED

Enter the amount as filed with the IRS from Page 1, Line 28 of the US consolidated return of the principal New Hampshire business organization, as defined in Rev 301.24.

LINE 2: OVERSEAS BUSINESS ORGANIZATIONS INCLUDED IN LINE 1

Enter the total of those business organizations gross business profits included in the consolidated US federal income tax return which qualify as overseas business organizations, as defined by RSA 77-A:1, XIX. These business organizations are included in part F of the NH-1120-WE, Page 2, Affiliation Schedule.

LINE 3: NON-UNITARY ENTITIES INCLUDED IN LINE 1

Enter the total gross business profits of those entities included in the consolidated US federal income tax return which are not part of the water's edge combined group, as defined in RSA 77-A:1,XV. These business organizations are included in part E of the NH-1120-WE, Combined Business Profits Tax Affiliation Schedule.

LINE 4: CONSOLIDATING ELIMINATIONS ATTRIBUTABLE TO ENTITIES INCLUDED IN LINE 2 & 3

Enter the total federal consolidating eliminations which are attributable to those entities excluded from the water's edge combined group as either overseas business organizations or non-unitary affiliates (Line 2 and Line 3).

LINE 5: UNITARY ENTITIES NOT INCLUDED IN LINE 1

Enter the total of those business organizations gross business profits including corporations, partnerships, joint ventures, etc., which are part of the water's edge combined group but are not part of the consolidated US federal income tax return reported on Line 1.

LINE 6: INTERCOMPANY INCOME (EXPENSE)

Eliminate any intercompany income (Expense) between members of New Hampshire water's edge combined group. Examples would include:

Income (expense) not eliminated through federal 1120 consolidation.

Income (expense) between the additional unitary members on Line 5.

Income (expense) between New Hampshire water's edge affiliates on Line 1 and those on Line 5.

LINE 7: SUBTOTAL

Enter the subtotal of Lines 1 through 6.

LINE 8(a): INCOME (LOSS) EXEMPT UNDER FEDERAL CONSTITUTIONAL LAW

Enter the income (loss) included in Lines 7 which is allowed to be excluded pursuant to federal constitutional law.

LINE 8(b): RELATED EXPENSES

Enter the amount of any deducted expenses related to the portion of gross business profits reported on Line 8(a).

LINE 9: COMBINED NET INCOME

Enter on Line 9 the subtotal from Line 7 adjusted for any amounts on Lines 8(a) and 8(b). This total represents the combined net income of the water's edge group. Enter on Form NH-1120-WE Line 1(a) the amount from Line 9 or if IRC Reconciliation has been taken, enter on NH Combined Schedule R Line 1.

Supporting schedules in column form **must** be submitted for amounts in Lines 2 through 8 which represent more than one entity (e.g. the US consolidating schedule prepared for federal purposes would support Line 1).

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
APPORTIONMENT OF FOREIGN DIVIDENDS
SCHEDULE II

SEQUENCE #11

For the CALENDAR year **2008** or other taxable period beginning _____ and ending _____
 Mo Day Year Mo Day Year

Principal New Hampshire Business Organization			
Social Security Number, Federal Employer Identification Number or Department Identification Number			
LINE 1 SALES	EVERYWHERE (Denominator)	NEW HAMPSHIRE (Numerator)	New Hampshire as portion of EVERYWHERE
1(a) Enter amounts from Form DP-80, Schedule A, Line 1	1(a)	1(a)	
1(b) Enter the Foreign Dividend Sales Factor Increment from Schedule III, Column L	1(b)		
1(c) Enter the Adjusted Sales Factor [Line 1(a) plus Line 1(b)]	1(c)	1(c)	
1(d) Enter Line 1(c) New Hampshire divided by Line 1(c) Everywhere		1(d)	
1(e) Enter Line 1(d) multiplied by 2 expressed as a decimal to 6 places			1(e) .
LINE 2 PAYROLL	EVERYWHERE (Denominator)	NEW HAMPSHIRE (Numerator)	New Hampshire as portion of EVERYWHERE
2(a) Enter the amounts from Form DP-80, Schedule A, Line 2.	2(a)	2(a)	
2(b) Enter the Foreign Dividend Payroll Factor Increment from Schedule III, Column M	2(b)		
2(c) Enter the Adjusted Payroll Factor [Line 2(a) plus Line 2(b)]	2(c)	2(c)	
2(d) Enter Line 2(c) New Hampshire, divided by Line 2(c) Everywhere total and express as a decimal to 6 places.			2(d) .
LINE 3 PROPERTY	EVERYWHERE (Denominator)	NEW HAMPSHIRE (Numerator)	New Hampshire as portion of EVERYWHERE
3(a) Enter the amount from Form DP-80, Schedule A, Line 3	3(a)	3(a)	
3(b) Enter the amount of Foreign Dividend Property Factor Increment from Schedule III, Column N	3(b)		
3(c) Enter the Adjusted Property Factor [Line 3(a) plus Line 3(b)]	3(c)	3(c)	
3(d) Enter Line 3(c) New Hampshire, divided by Line 3(c) Everywhere total and expressed as a decimal to 6 places.			3(d) .
LINE 4 Total [Add Lines 1(e), 2(d), and 3(d)]			4 .
LINE 5 Modified Apportionment Percentage (Line 4 divided by 4, expressed as a decimal to 6 places. If there are only one or two factors, then see instructions)			5 .
LINE 6 FOREIGN DIVIDENDS as defined in RSA 77-A:1, XVII (This amount must agree with NH-1120-WE, page 1, Line 1(d) and the total of Form Schedule III, Column B.)			6
LINE 7 NEW HAMPSHIRE FOREIGN DIVIDENDS TAXABLE BUSINESS PROFITS (Line 6 multiplied by Line 5) Enter this amount on Form NH-1120-WE, Line 6.			7

APPORTIONMENT OF FOREIGN DIVIDENDS**SCHEDULE II
INSTRUCTIONS**

Schedule II is used to compute the modified apportionment percentage needed to determine the amount of foreign dividends, as defined by RSA 77-A:1, XVII, which are to be included in the New Hampshire Taxable Business Profits for the water's edge combined group. Prior to completing Schedule II, you must first complete Form DP-80 for the combined group and Schedule III.

NAME & IDENTIFICATION NUMBER

At the top of the return enter the beginning and ending dates of the taxable period if different from the calendar year. PRINT the taxpayer's name, federal employer identification number, social security number, or department identification number in the spaces provided. Social security numbers are required pursuant to the authority granted by 42 U.S.C.S., Section 405. Wherever social security numbers or federal employer identification numbers are required, taxpayers who have been issued a DIN, shall use their DIN only, and not their SSN or FEIN.

STEP 1

Complete the Form DP-80 and enter the amount of Everywhere and New Hampshire sales, payroll, and property on Lines 1(a), 2(a), and 3(a) respectively on the NH-1120-WE, Schedule II.

STEP 2

Complete Schedule III. The Foreign Dividend Factor Increments calculated on Schedule III for sales, payroll, and property must be carried to Schedule II as follows:

1. Enter the total of Schedule III, column L on Line 1(b).
2. Enter the total of Schedule III, column M on Line 2(b).
3. Enter the total of Schedule III, column N on Line 3(b).

Note: The New Hampshire amount for Foreign Dividend Factor Increments will always be zero.

STEP 3

Total Everywhere and New Hampshire sales Line 1(c), payroll Line (2c), and property Line 3(c) to obtain denominators and numerators for each. Complete the following calculations, as done for Form DP-80, expressed in decimal form and computed to 6 places.

1. Divide the total New Hampshire sales by the adjusted Everywhere sales. Multiply Line 1(d) by 2 to arrive at the adjusted sales factor and enter this amount on Line 1(e).
2. Divide the total New Hampshire payroll by the adjusted Everywhere payroll to arrive at the adjusted payroll factor and enter this amount on Line 2(d).
3. Divide the total New Hampshire property by the adjusted Everywhere property to arrive at the adjusted property factor and enter this amount on Line 3(d).

STEP 4

Add Lines 1(e), 2(d), and 3(d) and enter the sum on Line 4.

STEP 5

Divide Line 4 by 4.
If there are less than 3 factors with an "Everywhere" denominator, then divide Line 4 as follows:

Sales/Receipts and Payroll- divide by 3
Sales/Receipts and Property- divide by 3
Payroll and Property- divide by 2
Sales/Receipts only- divide by 2
Property OR Payroll only- divide by 1

Enter the results of your calculation on Line 5. This is the modified apportionment percentage to be applied to taxable foreign dividends.

STEP 6

Enter the amount of taxable foreign dividends on Line 6. This amount must agree with NH-1120-WE, page 1, Line 1(d) and the total of Schedule III, column B.

STEP 7

Multiply Line 6 by the modified apportionment percentage on Line 5. This is the New Hampshire Foreign Dividends Taxable Business Profits. Enter this amount on Line 7 and also on NH-1120-WE, page 1, Line 6.

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
FOREIGN DIVIDEND FACTOR INCREMENTS
SCHEDULE III

For the CALENDAR year **2008** or other taxable period beginning _____ and ending _____
 Mo Day Year Mo Day Year

SEQUENCE #12

Column A	B	C	D
NAME OF PAYOR	DIVIDEND	TAXABLE INCOME	PERCENTAGE (B ÷ C)
1			
2			
3			
4			
5			
6			
7			
8			

TOTAL

Column E	F	G	H	I
SALES AND RECEIPTS	PAYROLL	BEGINNING PROPERTY	ENDING PROPERTY	AVERAGE PROPERTY (G + H) ÷ 2
1				
2				
3				
4				
5				
6				
7				
8				

Column J	K	L	M	N
RENTS x 8	TOTAL PROPERTY (I + J)	MODIFIED SALES (D x E)	MODIFIED PAYROLL (D x F)	MODIFIED PROPERTY (D x K)
1				
2				
3				
4				
5				
6				
7				
8				

TOTALS [Carry total modified factor amounts to
Schedule II, Line 1(b), 2(b) and 3(b)]

FOREIGN DIVIDEND FACTOR INCREMENTS**SCHEDULE III****INSTRUCTIONS**

New Hampshire law provides factor relief for the dividends received from overseas business organizations as defined in RSA 77-A:1, XIX. In order to obtain factor relief, a separate apportionment percentage for foreign dividends must be calculated.

COLUMN A

List in column A the unitary foreign dividend payors whose dividends qualify for factor relief, including those from:

New Hampshire 80/20 business organization as defined in Rev 301.12 is an entity whose income is included in a consolidated US income tax return but whose activities are primarily outside the US because 80 percent or more of the average of **payroll** and **property** is outside the 50 states and the District of Columbia.

Controlled foreign corporations (CFC) that meet the **payroll** and **property** requirements of an overseas business organization as defined in RSA 77-A:1, XIX.

IRC Section 936 Sales Companies that meet the **payroll** and **property** requirements of an overseas business organization.

Foreign sales corporation (FSC) that meet the **payroll** and **property** requirements of an overseas business organization.

Business organizations meeting the **payroll** and **property** requirements of an overseas business organization which made deemed dividends to a member of the unitary group.

FOR EACH UNITARY DIVIDEND PAYOR LISTED ABOVE, PROVIDE THE FOLLOWING INFORMATION IN US DOLLARS:

COLUMN B

Enter the amount of the dividend paid or deemed paid.

COLUMN C

Enter the taxable income computed using US tax standards.

COLUMN D

Enter the result of column B divided by column C, expressed as a decimal to 6 places. If this amount is greater than 1, enter 1.000000. If this amount is less than zero, enter zero.

COLUMN E

Enter the sales and receipts less returns and allowances pursuant to RSA 77-A:3, I(c). Refer to Rev 304.

COLUMN F

Enter the total payroll pursuant to RSA 77-A:3, I(b). Refer to Rev 304.

COLUMNS G & H

Enter the beginning and ending property valued at original cost pursuant to RSA 77-A:3, I(a). Refer to Rev 304.

COLUMN I

Enter the results of the sum of Column G and Column H divided by 2.

COLUMN J

Enter the valuation of rented property valued at 8 times the net annual rental rate pursuant to RSA 77-A:3, I(a). Refer to Rev 304.02.

COLUMN K

Enter the total of Columns I and J.

COLUMNS L, M & N

Enter the product of Column D multiplied by Columns E, F and K, respectively.

The total of Columns L, M and N will be used on Schedules II, Lines 1(b), 2(b) and 3(b) to modify the apportionment percentage used to determine the amount of foreign dividends from unitary sources subject to New Hampshire Business Profits Tax.

USE ADDITIONAL SHEETS IF NECESSARY

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
**SCHEDULE OF BUSINESS PROFITS TAX CREDITS FOR
 COMBINED GROUPS**

SEQUENCE # 8

APPLICATION OF CREDITS

Credits claimed on Lines 1 through 3 shall apply against the Business Profits Tax liability of the individual member of the water's edge combined group. Rev 306 provides the calculation to determine the individual member's portion of the total tax liability based on each member's activity inside New Hampshire.

SEPARATE SCHEDULES

A separate schedule **must** be filed with Form DP-160-WE when a combined filer claims any credit on Lines 1 through 4 AND more than one member of the combined group is subject to the Business Profits Tax. This separate schedule must show the Rev 306 calculation and application of the credit.

CREDITS FOR TAXES PAID UNDER RSA 400-A

A business organization which is also subject to the tax imposed under a creditable tax shall be allowed a credit against its Business Profits Tax Liability or Insurance Premium tax liability paid on the related return for the prescribed due date that falls **within** its taxable period for Business Profits Tax purposes. If the taxable period for the Business Profits Tax is different from that for the creditable taxes, the business organization shall be allowed the credit for the taxable period that ends within the taxable period for Business Profits Tax purposes.

For example, a Business Profits Tax calendar year 2007 filer would be allowed a credit for the total creditable tax liability paid on the 2006 return due in March 2007.

EXCESS CREDITS FOR TAXES PAID UNDER RSA 400-A

For taxes paid under RSA 400-A, if the individual member's credit exceeds such member's portion of the total tax liability using the Rev 306 calculation, then the excess credit shall be allowed as a credit against any other member's tax liability provided such other member is also subject to the tax imposed by RSA 400-A.

WHEN TO USE

Use this Form DP-160-WE Schedule CR to report credits taken pursuant to RSA 77-A:5, RSA 162-L, RSA 162-N, RSA 162-P and RSA 162-Q.

INSTRUCTIONS**LINE 1**

Enter the total amount of taxes paid pursuant to RSA 400-A, Taxation of Insurance Companies.

LINE 2 CDFA-INVESTMENT TAX CREDIT, PER RSA 162-L & RSA 77-A:5, XI.

2(a) Credit for this tax period \$ _____
 2(b) Credit from prior tax period \$ _____
 2(c) **Subtotal** of Lines 2(a) and 2(b). \$ _____
 Not to exceed \$1,000,000* \$ _____
 2(d) Minus CDFA-Investment Tax Credits utilized against the taxes imposed by RSA 400-A and/or RSA 77-E.. \$ _____
 2(e) **Total** credit available against Business Profits Tax liability \$ _____
 Enter on Line 2 below.

*** If any portion of the CDFA-Investment Tax Credit is claimed on Line 6 of the BET return, or claimed as a credit against the New Hampshire Insurance Premium Tax, then the combined total of the CDFA credit shall not exceed \$1,000,000.**

LINE 3

Economic Revitalization Zone (ERZ) Tax Credit. The ERZ may be utilized as a credit against BET or BPT. The ERZ Credits applied first against BPT shall not be available as a credit against BET. ERZ Credit applied first against BET shall be considered BET paid and available as a credit against BPT only to the extent it is a credit against BET. The NH Department of Resources and Economic Development (DRED) awards the ERZ Credit pursuant to RSA 162-N.

LINE 4

Research & Development Tax Credit enter the amount of credit awarded by the Department with taxpayer's application (Form DP-165) pursuant to RSA 162-P and RSA 77-A:5, XIII.

LINE 5

Coos County Job Creation Tax Credit enter the excess amount not taken as a BET Credit (DRED Form CJCTC-1A) as authorized by Department of Resources & Economic Development (DRED) pursuant to RSA 162-Q.

LINE 6

Enter the sum of Lines 1, 2, 3, 4, and 5.

LINE 7

Enter the amount of New Hampshire Business Profits Tax as computed on Form NH-1120, Form NH-1065, Form NH-1041 or Form NH-1040.

LINE 8

Enter the lesser amount of Line 6 **or** Line 7. This is the total amount of statutory credits allowed under RSA 77-A:5. Enter this amount on the line "CREDITS ALLOWED UNDER RSA 77-A:5" on your New Hampshire Business Profits Tax return.

For the CALENDAR year **2008** or other taxable period beginning _____ and ending _____
 Mo Day Year Mo Day Year

NAME	FEDERAL IDENTIFICATION NUMBER OR SOCIAL SECURITY NUMBER OR DEPARTMENT IDENTIFICATION NUMBER
------	---

1	Taxes paid pursuant to RSA 400-A Taxation of Insurance Companies.....1 (This is net of BET if BET was taken as a credit against RSA 400-A)		
2	CDFA - Investment Tax Credit (RSA 162-L).....2		
3	Economic Revitalization Zone Tax Credit. (RSA 162-N).....3		
4	Research & Development Tax Credit (RSA 162-P).....4		
5	Coos County Job Creation Tax Credit (RSA 162-Q).....5		
6	Total credits allowable pursuant to RSA 77-A:5 (Enter the sum of Lines 1 through 5).....6		
7	Total New Hampshire Business Profits Tax7		
8	Total amount of allowable credits (Enter the lesser of Line 6 or Line 7).....8		

Total amount of these credits shall not exceed the tax due under RSA 77-A.

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
BUSINESS PROFITS TAX APPORTIONMENT

Schedule A

For the CALENDAR year **2008** or other taxable period beginning _____ and ending _____
Mo Day Year Mo Day Year

SEQUENCE #5

NAME	FEDERAL EMPLOYER IDENTIFICATION NUMBER OR SOCIAL SECURITY NUMBER OR DEPARTMENT IDENTIFICATION NUMBER
------	--

	(a) Everywhere (Denominator)	(b) New Hampshire (Numerator)	(c) Sales/Receipts Factor
1 SALES/RECEIPTS FACTOR:	1(a) \$	1(b) \$	
1(c) Divide 1(b) by 1(a) and multiply by 2..... (Express as a decimal to 6 places)			1(c) .

	(a) Everywhere (Denominator)	(b) New Hampshire (Numerator)	(c) Payroll Factor
2 PAYROLL FACTOR:	2(a) \$	2(b) \$	
2(c) Divide 2(b) by 2(a)..... (Express as a decimal to 6 places)			2(c) .

	(a) Everywhere (Denominator)	(b) New Hampshire (Numerator)	
3 PROPERTY FACTOR:	Beginning of Period End of Period	Beginning of Period End of Period	
Inventory		Inventory	
Buildings		Buildings	
Furniture & Fixtures		Furniture & Fixtures	
Leasehold Improvements		Leasehold Improvements	
Land		Land	
Other Tangible Assets		Other Tangible Assets	
Subtotal	\$	Subtotal	\$
Average of Subtotals	\$	Average of Subtotals	\$
Rented Property (annual rate x 8)		Rented Property (annual rate x 8)	
Total Everywhere Property	3(a) \$	Total NEW HAMPSHIRE Property	3(b) \$

3(c) Divide 3(b) by 3(a)..... (Express as a decimal to 6 places) 3(c) .

4 TOTAL OF LINES 1(c), 2(c) and 3(c)..... 4 .

5 NEW HAMPSHIRE APPORTIONMENT: Line 4 divided by 4 and expressed as a decimal to 6 places..... 5 .
If there are only one or two factors with an "Everywhere" denominator, see instructions.

ADDITIONAL INFORMATION

Principal business activity in New Hampshire: _____

Business locations in New Hampshire - location of factories, sales offices, warehouses, etc. (Attach a list if more space is required)

--	--

Year first NH return filed: _____ Year registered with NH Secretary of State: _____ State of incorporation (2-letter ID): _____

City, State and Country where records are located _____

	CITY/TOWN	STATE	COUNTRY
Business locations outside New Hampshire. (Attach a list if more space is required)	Answer Yes or No		
Location City/Town and State	Indicate whether factory, sales office, warehouse, construction site, etc.	Registered to do business in state where located?	Files returns in state where located? Apportion sales, payroll and/or property in state where located?

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
BUSINESS PROFITS TAX APPORTIONMENT
 GENERAL INSTRUCTIONS

WHO MUST APPORTION

A business organization must apportion its income if:

- Its business activities are conducted both inside and outside New Hampshire, **AND**
- The business organization is subject to a net income tax, a franchise tax based upon net income or a capital stock tax in another state or is subject to the jurisdiction of another state to impose a net income tax or capital stock tax upon it, whether or not actually imposed by the other state. See RSA 77-A:3.

INCOME SUBJECT TO APPORTIONMENT

The Business Profits Tax law, RSA 77-A, does not contain a provision differentiating between business and non-business income. All income constitutes business income subject to apportionment unless specifically excluded by RSA 77-A.

NEED HELP?

Questions regarding apportionment of income under the New Hampshire Business Profits Tax should be directed to: NH DRA, Central Taxpayer Services, PO Box 457, Concord, New Hampshire 03302, (603) 271-2191. Individuals with hearing or speech impairments may call TDD Access: Relay NH 1-800-735-2964.

LINE-BY-LINE INSTRUCTIONS

NAME & IDENTIFICATION NUMBER

At the top of the return enter the beginning and ending dates of the taxable period if different from the calendar year. PRINT the taxpayer's name, federal employer identification number, social security number, or department identification number in the spaces provided. Social security numbers are required pursuant to the authority granted by 42 U.S.C.S., Section 405. Wherever social security numbers or federal employer identification numbers are required, taxpayers who have been issued a DIN, shall use their DIN only, and not their SSN or FEIN.

For each Line 1, 2, and 3 show in (a) the dollar amount attributable to the organization's "EVERYWHERE" (the denominator) and show in (b) the dollar amount attributable to "NEW HAMPSHIRE" (the numerator). Business organizations included in a combined group must eliminate all intercompany transactions with other members of the unitary group from both the numerator and the denominator. Business organizations that have flow through items should not include those items in their apportionment factors.

LINE 1: SALES/RECEIPTS FACTOR:

The sales/receipts factor includes, but may not be limited to:

- sales, less returns and allowances,
- interest, rents and royalties,
- capital gain net income,
- net gains or losses, and
- other income unless the item is properly includible as a reduction of an expense or allowance.

Enter Everywhere sales in 1(a). Enter New Hampshire sales in 1(b). Divide 1(b) by 1(a). Multiply the result by 2. Enter the result in Line 1(c) expressed as a decimal to six places.

LINE 2: PAYROLL FACTOR

The payroll factor is the total compensation consisting of wages, salaries, commissions and other forms of remuneration paid during the taxable period to employees for personal services. Employee benefits should not be included in the payroll factor.

Enter Everywhere payroll in 2(a). Enter NEW HAMPSHIRE payroll in 2(b). Divide 2(b) by 2(a) and enter the result express as a decimal to six places in 2(c).

LINE 3: PROPERTY FACTOR

The property factor includes all real and tangible personal property owned, rented and employed by the business organization during the tax period in the regular course of its trade or business. Leasehold improvements are treated as property owned by the business organization. Other tangible assets should be listed separately under 3(a) and 3(b).

"Real and tangible personal property" includes land, buildings, improvements, equipment, merchandise or manufacturing inventories, leasehold improvements and other similar property that reflects the organization's business activities. Property shall be included in the property factor if it is actually used or is available for use or capable of being used during the taxable period in the regular course of the trade or business of the organization. Property or equipment under construction during the taxable period, except inventoriable goods in process, shall be excluded from the factor until such property is actually used or available for use by the business organization in its regular trade or business.

Valuation of Owned Property: Property owned by the business organization must be valued at its original cost. "Original cost" is the basis of the property for federal income tax purposes at the time of acquisition, prior to any federal adjustments, and adjusted by subsequent sale, exchange, abandonment, etc. Inventory is included in the property factor in accordance with the valuation method used for federal income tax purposes.

Valuation of Rented Property: Property rented by a business organization is valued at **8 times** the net annual rental rate. The net rental rate is the annual rental rate paid by the business organization less any annual rental rate received by the business organization from sub-rentals.

Average Value of Owned Property: The beginning and ending cost of owned property is used to determine the average cost for the property factor. Where fluctuations in values exist during the period or where property is acquired or disposed of during the period, a monthly average shall be used to prevent distortions. "Beginning of Period" means the start of the tax period or when the assets are available for use.

Enter Everywhere property in 3(a). Enter New Hampshire property in 3(b). Divide 3(b) by 3(a) and enter the result expressed as a decimal to six places in 3(c).

LINE 4: Enter the total of Lines 1(c), 2(c) and 3(c).

LINE 5: NEW HAMPSHIRE APPORTIONMENT

Enter the result of Line 4 divided by 4. Express as a decimal to six places. **If there are less than three factors with an "EVERYWHERE" denominator, then divide Line 4 as follows:**

- Sales/Receipts and Payroll—divide by 3
- Sales/Receipts and Property—divide by 3
- Payroll and Property—divide by 2
- Sales/Receipts only—divide by 2
- Property OR Payroll only—divide by 1

**NOL
WORKSHEET**
WORKSHEET FOR APPORTIONMENT OF NET OPERATING LOSS (NOL)

After 6/30/05

EFFECTIVE FOR TAXABLE PERIODS ENDING ON OR AFTER JULY 1, 2005 (SEE RSA 77-A:4,XIII)

LINE 1

Enter this period's NOL as defined in the United States Income Tax Regulations relative to IRC Section 172 in effect pursuant to RSA 77-A:4, XIII. If a gain or -0-, **DO NOT** use this worksheet. (Business organizations not qualifying for treatment as a Subchapter "C" Corporation under the IRC should calculate their NOL as if the business organization were a Subchapter "C" Corporation.)

LINE 2

Enter on Line 2 the current period's New Hampshire apportionment percentage from Form DP-80, Line 5, expressed to six decimal places.

LINE 3

Enter the amount of Line 1 multiplied by Line 2.

LINE 4

From July 1, 2005 and forward, \$1,000,000 is the maximum amount that may be carried forward.

LINE 5

Enter the lesser of Line 3 or Line 4. This is your New Hampshire NOL available from the current period for carryforward.

COMBINED FILERS: Rev 303.03(e) states with regard to NOLs for combined filers that each business organization subject to RSA 77-A shall treat its apportioned share of the combined loss amount as a tax attribute which remains with that business organization. The individual member's net operating loss, pursuant to RSA 77-A:4,XIII applied to the individual member's allocated portion of the BPT liability, should be tracked in the event of an individual member's disposition or acquisition.

YOU MAY USE THIS WORKSHEET IF YOUR CURRENT TAXABLE PERIOD REFLECTS A LOSS FOR NEW HAMPSHIRE GROSS BUSINESS PROFITS AND THE TAXABLE PERIOD ENDS ON OR AFTER JULY 1, 2005. FOR TAXABLE PERIODS ENDING BEFORE JULY 1, 2005, USE A 2004 NOL WORKSHEET AVAILABLE ON OUR WEBSITE.

1 The amount of the current period net operating loss (See tax type line reference below)..... 1

Proprietorship: Line 6 of NH-1040

Fiduciary: Line 6 of NH-1041

Partnership: Line 5 of NH-1065

Corporation: Line 1(c) of NH-1120

2 Current period apportionment percentage from Form DP-80, expressed to six decimal places.....2

3 Apportionment limitations (Line 1 multiplied by Line 2).....3

4 Statutory limitations (See instructions above).....4

5 New Hampshire Net Operating Loss available for carryforward (the lesser amount of Line 3 or Line 4)5

DP-132**NET OPERATING LOSS (NOL) DEDUCTION**For the CALENDAR year **2008** or other taxable period beginning _____ and ending _____
Mo Day Year Mo Day Year**SEQUENCE # 7**

NAME

FEDERAL EMPLOYER IDENTIFICATION NUMBER OR SOCIAL SECURITY NUMBER OR DEPARTMENT IDENTIFICATION NUMBER

COLUMN (A)

Ending date of taxable period in which NOL occurred.

COLUMN (B)

New Hampshire net operating loss available for carryforward from Net Operating Loss Worksheets.

COLUMN (C)

Amount of NOL carryforward which has been used in taxable periods prior to this taxable period.

COLUMN (D)

Amount of NOL to be used as a deduction in this taxable period.

COLUMN (E)

Amount of NOL to carryforward to future taxable period.

1				1				1				1				1			
2				2				2				2				2			
3				3				3				3				3			
4				4				4				4				4			
5				5				5				5				5			
6				6				6				6				6			
7				7				7				7				7			
8				8				8				8				8			
9				9				9				9				9			
10				10				10				10				10			

11 Amount of NOL carryforward deducted this taxable period.

(Sum of Column D, Lines 1-10)..... 11

This is the amount to be reported on the applicable Business Profits Tax return. **NOTE:** Column (B) less Column (C) should equal the sum of Column (D) plus Column (E). This amount cannot exceed the New Hampshire Adjusted Gross Business Profits before the NOL deduction.**WHEN TO USE THIS FORM**

Use this form to detail the NOL carryforward amounts which comprise the current tax period NOL deduction taken on Form NH-1040, NH-1041, NH-1065 or NH-1120. This form must be attached to the New Hampshire tax return in the taxable period the NOL deduction is claimed. No loss amounts incurred before 7/1/97, shall contribute to the net operating loss deduction.

NAME AND SOCIAL SECURITY NUMBER

Enter name and SSN, FEIN, or DIN in the space provided. Social Security Numbers are required pursuant to the authority granted by 42 U.S.C.S., Section 405. Wherever SSN's or FEIN's are required, taxpayers who have been issued a DIN, shall use their DIN only, and not SSN or FEIN.

Column (A)

Enter the month, day, and year of each taxable period from which the NOL is being carried forward.

Carry Forward

A net operating loss may be carried forward for the following number of years:

Tax Year Ending On or Before 6/30/02	Carryforward 5 years	Losses Incurred 1/1/89 - 6/30/97
Tax Year ending On or After 7/1/02	Carryforward 10 years	Losses Incurred On or After 7/1/97

Column (B)

Enter the amount of the NOL which is available for carryforward purposes.

For tax periods ending before July 1, 2005, the carryforward amount is computed by first carrying the loss back three years and then offsetting the loss by any profits during those three tax periods. (However, the carryback cannot result in an amended return or a refund in those carryback years). If a loss remains after carryback and offset, then the remaining loss must be apportioned using the apportionment

percentage of the loss period. The apportioned loss cannot exceed the following limits based on the tax period the loss was incurred:

From July 1, 2003 to June 30, 2004, \$500,000 is the maximum amount that may be carried forward. From July 1, 2004 to June 30, 2005, \$750,000 is the maximum amount that may be carried forward. Prior to July 1, 2003, the maximum amount that may be carried forward is \$250,000.

For tax periods ending on or after July 1, 2005, no carryback is required or allowed. In addition, the maximum amount that may be carried forward was increased to \$1,000,000.

Column (C)

Enter the NOL amount that was claimed as a deduction in the prior taxable period(s).

Column (D)

Enter only those amounts that will be claimed as a deduction this taxable period.

Column (E)

Enter the excess amount(s) available for future deduction.

Administrative Rule Rev 303 of the New Hampshire Business Profits Tax includes guidance on how to compute the NOL. The RSA's and administrative rules regarding NOL provisions (RSA 77-A:4,XIII and Rev 303.03) may be obtained from our web site at www.nh.gov/revenue or by visiting any New Hampshire Depository Library or the New Hampshire State Library, 20 Park Street, Concord, NH 03301, where copies may be made for a fee. Forms may be ordered for free by calling our forms line at (603) 271-2192. If you do not have access to the internet, or if you have specific questions concerning NOL provisions, contact Central Taxpayer Services, telephone (603) 271-2191. Individuals who need auxiliary aids for effective communications in programs and services of the New Hampshire Department of Revenue Administration are invited to make their needs and preferences known. Individuals with hearing or speech impairments may call TDD Access: Relay NH 1-800-735-2964.

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
NET OPERATING LOSS (NOL) DEDUCTION FOR COMBINED GROUPS

SEQUENCE #7

For the CALENDAR year **2008** or other taxable period beginning _____ and ending _____
 Mo Day Year Mo Day Year

PRINCIPAL NEW HAMPSHIRE BUSINESS ORGANIZATION

FEDERAL EMPLOYER IDENTIFICATION NUMBER, SOCIAL SECURITY NUMBER, OR
DEPARTMENT IDENTIFICATION NUMBER**NEW HAMPSHIRE NEXUS MEMBERS**

COLUMN (A) Ending date of tax year in which NOL occurred as calculated, per applicable statute and administrative rule.	COLUMN (B) NOL amount available for carryforward. See instructions for limitations.	COLUMN (C) Amount of NOL carry forward which has been used in taxable periods prior to this taxable period.	COLUMN (D) Amount of NOL to be used as a deduction in this taxable period.	COLUMN (E) Amount of NOL to carry forward to future taxable periods.
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NEXUS MEMBER NAME

FEDERAL EMPLOYER IDENTIFICATION NUMBER, SOCIAL SECURITY NUMBER, OR
DEPARTMENT IDENTIFICATION NUMBER

Mo Day Yr

1				1				1				1				1			
2				2				2				2				2			
3				3				3				3				3			
4				4				4				4				4			
5				5				5				5				5			
6				6				6				6				6			
7				7				7				7				7			
8				8				8				8				8			
9				9				9				9				9			
10				10				10				10				10			

11 Amount of NOL carryforward deduction for this nexus member (total of Column D)..... 11

NEXUS MEMBER NAME

FEDERAL EMPLOYER IDENTIFICATION NUMBER, SOCIAL SECURITY NUMBER, OR
DEPARTMENT IDENTIFICATION NUMBER

Mo Day Yr

1				1				1				1				1			
2				2				2				2				2			
3				3				3				3				3			
4				4				4				4				4			
5				5				5				5				5			
6				6				6				6				6			
7				7				7				7				7			
8				8				8				8				8			
9				9				9				9				9			
10				10				10				10				10			

11 Amount of NOL carryforward deduction for this nexus member (total of Column D)..... 11

12 Total of NOL carryforward deduction this taxable period..... 12
(Sum of each nexus members Line 11)

This is the amount to be reported on NH-1120-WE.

NOTE: Column (B) less Column (C) should equal the sum of Column (D) plus Column (E). Use additional Forms DP-132-WE if you have NOL carryforward deduction(s) from more than two entities.

COMBINED

Schedule R

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
**COMBINED BUSINESS PROFITS TAX RECONCILIATION OF NEW
 HAMPSHIRE GROSS BUSINESS PROFITS SCHEDULE R**

SEQUENCE #4B

For the CALENDAR year _____ or other taxable period beginning _____ and ending _____

NAME	FEDERAL EMPLOYER IDENTIFICATION NUMBER SOCIAL SECURITY NUMBER OR DEPARTMENT IDENTIFICATION NUMBER
------	---

This Schedule R shall be used to reconcile the New Hampshire Gross Business Profits before Net Operating Loss and Special Deductions line of the federal income tax return filed with the Internal Revenue Service to the federal income calculated using the Internal Revenue Code (IRC) in effect on **December 31, 2000**.

1	Combined net income before net operating loss deduction and special deductions (from Line 9 of NH-1120-WE, Schedule I)	1	<input type="text"/>
2	Additions required to the combined net income for members included in combined return:		
(a)	IRC Section 179 expense taken on federal return for assets placed in service during the current taxable period.....	2(a)	<input type="text"/>
(b)	Bonus depreciation on assets acquired and placed in service after September 10, 2001 (Federal Form 4562)	2(b)	<input type="text"/>
(c)	Current period depreciation reported on federal return for assets for which additional Section 179 deductions were reported in any taxable period and/or for which bonus depreciation was reported in any taxable year.....	2(c)	<input type="text"/>
(d)	Other amounts reported on federal return that need to be eliminated due to revisions to the IRC in effect pursuant to RSA 77-A.....	2(d)	<input type="text"/>
(e)	Total additions [Sum of Line 2(a) through Line 2(d)]	2(e)	<input type="text"/>
3	Deductions required from federal income for members included in combined return: (The deductions allowed in this section are the deductions that would be allowed on assets placed in service in 2001 through 2008 using the IRC in effect on December 31, 2000 .)		
(a)	IRC Section 179 expense allowed on assets placed in service during the current taxable period.....	3(a)	<input type="text"/>
(b)	Current year depreciation allowable for assets for which the bonus depreciation deductions were reported for any period and/or additional IRC Section 179 deductions for any period were reported on the federal return.....	3(b)	<input type="text"/>
(c)	Other deductions required due to revisions to the IRC in effect on December 31, 2000	3(c)	<input type="text"/>
(d)	Total deductions [Sum of Line 3(a) through Line 3(c)].....	3(d)	<input type="text"/>
4	Adjustments required for members included in combined return on sale of assets acquired and placed in service after September 10, 2001 on which additional IRC Section 179 expense was taken. (The federal calculation of any gain or loss on the sale of these assets must be adjusted to reflect the different state basis for the assets.)		
(a)	Deduct federal gain (add loss) on sale of assets acquired and placed in service after September 10, 2001 on which the additional IRC Section 179 expense was taken.....	4(a)	<input type="text"/>
(b)	Gross sales price for assets acquired and placed in service after September 10, 2001 on which the additional IRC Section 179 expense was taken, and sold in the current taxable period	4(b)	<input type="text"/>
(c)	New Hampshire basis of assets acquired and placed in service after September 10, 2001 on which the additional IRC Section 179 expense was taken, and sold in current taxable period	4(c)	<input type="text"/>
(d)	Add New Hampshire gain (deduct loss) on sale of assets acquired and placed in service after September 10, 2001 on which the additional IRC Section 179 expense was taken. [Line 4(b) minus Line 4(c)].....	4(d)	<input type="text"/>
5	Adjusted Combined Income for members included in combined return. (Enter this amount on Line 1(a) of your New Hampshire Combined Business Profits Tax return)	5	<input type="text"/>

This schedule must be attached to your Corporate Business Profits Tax Return and you must check the box on the front of the return indicating **IRC Reconciliation**.

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
**COMBINED BUSINESS PROFITS TAX RECONCILIATION OF
 NEW HAMPSHIRE GROSS BUSINESS PROFITS SCHEDULE R**

LINE-BY-LINE INSTRUCTIONS

INTERNAL REVENUE CODE (IRC) AND NEW HAMPSHIRE RECONCILIATION

The New Hampshire Legislature has not changed the current business tax laws to conform with the federal tax law changes. The Internal Revenue Code (IRC) reference remains the Code **in effect on December 31, 2000**. Therefore, if changes are used on your federal filing, business taxpayers must recalculate their New Hampshire gross business profits utilizing the applicable NH Schedule R. Schedule R has been provided in this booklet to assist businesses in recalculating their New Hampshire Gross Business Profits. The completed Schedule R must be filed with the corresponding New Hampshire Business Tax return.

NAME & IDENTIFICATION NUMBER

At the top of the return enter the beginning and ending dates of the taxable period if different from the calendar year. PRINT the taxpayer's name, address, federal employer identification number, social security number, or department identification number in the spaces provided. Enter in the spaces provided for separate proprietorship only. Social security numbers are required pursuant to the authority granted by 42 U.S.C.S., Section 405. Wherever social security numbers or federal employer identification numbers are required, taxpayers who have been issued a DIN, shall use their DIN only, and not their SSN or FEIN.

LINE 1

Enter the amount from the New Hampshire form Summary of Combined Net Income Line 9 of NH-1120-WE, Schedule I.

LINE 2(a)

For all members of the combined group enter on Line 2(a) the amount from Line 12 on each Depreciation and Amortization form (IRS Form 4562).

LINE 2(b)

For all members of the combined group enter on Line 2(b) the amounts from Lines 14 and 25 on each Depreciation and Amortization form (IRS Form 4562).

LINE 2(c)

For all members of the combined group, determine the amount of depreciation included on Lines 15, 17, 19, 20, 26(h) and 27(h) of any IRS Form 4562 relating to:

- Assets acquired and placed in service by the taxpayer after September 10, 2001 upon which the bonus depreciation was taken during any period; and
- Assets acquired after December 31, 2000 for which an IRC Section 179 deduction was taken during any taxable period.

NOTE: If an asset had both bonus depreciation and Section 179 deductions taken during any taxable period, only include the amount of depreciation once for that asset.

- Add the amounts determined above together and enter the total on Line 2(c).

LINE 2(d)

For all members of the combined group, other additions required due to revisions to the IRC in effect on December 31, 2000. (Attach a brief description of the additions).

LINE 2(e)

Enter the sum of Line 2(a) through Line 2(d).

LINE 3(a)

For all members of the combined group, enter the amount of IRC Section 179 expense deduction that would have been allowed under the IRC in effect on December 31, 2000. The maximum allowed under that code was \$20,000.

LINE 3(b)

For all members of the combined group, using the general and alternative depreciation systems and the "Listed Property" depreciation regulations in effect under the IRC in effect on December 31, 2000, calculate the amount of current taxable period depreciation on:

- Assets acquired and placed in service by the taxpayer after September 10, 2001 upon which the bonus depreciation was taken during any period and,
- Assets acquired after December 31, 2000 for which an IRC Section 179 deduction was taken during any taxable period.

- Add the amounts determined above together and enter the total on Line 3(b). **NOTE:** The Federal Depreciation and Amortization form (IRS Form 4562 - 2000) or a supplemental depreciation schedule may be used to calculate the amount.

LINE 3(c)

For all members of the combined group, enter any other deductions required due to revisions to the IRC in effect on **December 31, 2000**. (Attach a brief description of the deductions).

LINE 3(d)

Enter the sum of Line 3(a) through Line 3(c).

LINE 4

Line 4(a) through Line 4(d) needs to be completed only when assets acquired and placed in service by the taxpayer after September 10, 2001 upon which the bonus depreciation was taken or on assets which additional IRC Section 179 expense was taken, are disposed of before they have been fully depreciated under both the Federal and New Hampshire depreciation methods. The assets will have a different basis for federal and state purposes until they are fully depreciated, creating a different calculation of gain or loss.

LINE 4(a)

For all members of the combined group, using the line on Federal Form 1120, 1120-A or 1120-S or their supporting schedules that pertains to the current taxable period Net Gain (Loss) from Form 4797, enter the amount that pertains to sales of business assets on which additional IRC Section 179 deductions were reported in any taxable period and/or for which bonus depreciation was reported in any taxable period.

LINE 4(b)

For all members of the combined group enter the total amount of the gross sales prices from the Federal Form 4797 on assets described in Line 4 above that were sold in the taxable period.

LINE 4(c)

For all members of the combined group determine the amount of the New Hampshire basis for the assets described in Line 4 above that were sold in the taxable period and add the related selling expenses. Enter the amount on Line 4(c). The New Hampshire basis is the original cost to acquire the asset plus the cost of any improvements reduced by the amount of IRC Section 179 and depreciation expenses allowed by New Hampshire under the Business Profits Tax. The IRC Section 179 and depreciation expenses are determined using the IRC in effect on December 31, 2000. Refer to the instructions for Lines 3(a) and 3(b) to calculate the amount of allowable IRC Section 179 expense and depreciation.

LINE 4(d)

Subtract the amount entered on Line 4(c) from the amount entered on Line 4(b) and enter that amount on Line 4(d).

LINE 5

Add the amount on Lines 2(e) to the amount on Line 1 then subtract the total amount of Line 3(d) from the previous subtotal. Adjust this subtotal by the amounts on Line 4(a) and Line 4(d). Enter the final amount calculated on Line 5 of this schedule and then enter this same amount on Line 1(a) of your New Hampshire Combined Business Profits Tax Return.

Reminder - This schedule must be attached to your Combined Business Profits Tax Return.

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
EXCEPTIONS AND PENALTY
FOR THE UNDERPAYMENT OF ESTIMATED TAX

CHECK ONE:

- ☐ BUSINESS TAX RETURNS
- ☐ INTEREST & DIVIDENDS TAX RETURN
- ☐ OTHER _____

SEQUENCE #6

For the CALENDAR year **2008** or other taxable period beginning _____ and ending _____
 Mo Day Year Mo Day Year

NAME

 FEDERAL EMPLOYER IDENTIFICATION NUMBER
 OR SOCIAL SECURITY NUMBER
 OR DEPARTMENT IDENTIFICATION NUMBER
PART I - FIGURE YOUR UNDERPAYMENT

- 1 Current year tax..... \$
- 2 90% of Line 1 (Line 1 x .90)..... \$
- 3(a) Enter in columns A through D the installment dates that correspond to the 15th of the 4th, 6th, 9th, and 12th months of your tax period or specify statutory due dates. (I&D filers see instructions).....
- 3(b) Applicable percentages.....
- 3(c) Enter Line 2 multiplied by Line 3(b) for columns A through D.....
- 4 Amount paid timely or credited for each period.....
- 5 Overpayment of previous installment.....
- 6 Total (Line 4 plus Line 5).....
- 7 Overpayment [Line 6 minus Line 3(c)]. Enter in Line 5 next column.....
- 8 Underpayment (Line 3(c) minus Line 6).....

A	B	C	D
25%	25%	25%	25%

PART II - EXCEPTIONS TO PENALTY - SEE INSTRUCTIONS

- 9 Cumulative amount paid or credited from the beginning of the tax year through the installment dates (see instructions).....
- 10 Applicable percentages.....
- 11 Exception, prior period's tax (prior year must be 12 full months) [RSA 21-J:32,IV(a)].....
- 12 Applicable percentages.....
- 13 Exception prior period's tax base and facts using current years tax rate [RSA 21-J:32,IV(b)].....
- 14 Applicable percentages.....
- 15 Exception tax on annualized income [RSA 21-J:32,IV(c)] (Attach schedule).....

A	B	C	D
25%	50%	75%	100%
25%	50%	75%	100%
22.5%	45%	67.5%	90%

--	--	--	--

PART III - COMPUTE THE PENALTY

- 16 Amount of underpayment from Part I, Line 8.....
- 17 Enter the date of payment or statutory due date of tax, whichever is earlier.....
- 18 Enter the number of days from installment date [Line 3(a)] to date shown on Line 17.....
- 19 Interest due through 12/31/08 $\frac{\text{Number of days} \times 10\%}{366} \times \text{Underpayment amount (Line 16)}$ at 10%: (see instructions)
- 20 Interest due after 12/31/08 $\frac{\text{Number of days} \times 7\%}{365} \times \text{Underpayment amount (Line 16)}$ at 7%: (see instructions)
 Note: For interest rate in other years see instructions
- 21 Penalty for Underpayment of Estimated Tax (Line 19 plus Line 20).....
- 22 Total Penalty for Underpayment of Estimated Tax (Total of columns A through D, Line 21).....

A	B	C	D

EXCEPTIONS AND PENALTY FOR THE UNDERPAYMENT OF ESTIMATED TAX INSTRUCTIONS

At the top of the return enter the beginning and ending dates of the taxable period if different from the calendar year.

PRINT the taxpayer's name, Social Security Number (SSN), Federal Employer Identification Number (FEIN), or Department Identification Number (DIN) in the spaces provided.

Social Security Numbers are required pursuant to the authority granted by 42 U.S.C.S., Section 405. Wherever SSN's or FEIN's are required, taxpayers who have been issued a DIN, shall use their DIN only, and not SSN or FEIN.

NOTE

Effective January 1, 2004 if the Interest and Dividend tax for the current taxable period is less than \$500 do not complete this form. If you made late partial estimated tax payments, or if this form does not adequately provide instructions for payments you have made, contact Central Taxpayer Services at (603) 271-2191. Individuals with hearing or speech impairments may call TDD Access: Relay NH 1-800-735-2964.

PART I - FIGURE YOUR UNDERPAYMENT

LINE 3(a)

For Interest and Dividends calendar year filers, fourth quarter estimates are due January 15, 2010.

LINE 3(c)

Enter in Columns A through D the amount of Line 2 multiplied by Line 3(b).

LINE 4

Enter only the estimated amounts paid timely. Any amounts paid after the specified date [Line 3(a)] should be entered in the next quarter.

LINE 5

Enter any overpayment computed on Line 7 for the previous period. For example, Line 5 Column B will correspond to Line 7 column A.

LINE 8

If Line 8 shows an underpayment, and you do **not** meet an exception for that quarter, then you must compute the penalty. If there is no underpayment in Columns A through D, you need not complete the remainder of this form.

PART II - EXCEPTIONS TO PENALTY

LINE 9

For Interest and Dividends calendar year filers due dates are April, June, September and January; fourth quarter estimates are due January 15, 2009. All other filers: 15th day of the 4th, 6th, 9th, and 12th month of your tax period.

LINE 11

Exception pursuant to RSA 21-J:32, IV(a) - Prior period's tax. The prior year must have been a full twelve months and there must have been a tax liability. Multiply the annual **tax** paid in the previous year by the percentage shown in the boxes on Line 10, Columns A through D to calculate the exception amounts. If the amounts shown on Line 9, Columns A through D are greater than or equal to Line 11 corresponding columns A through D, you qualify for exception (a). Do not complete Part III for any column in which you qualify for exception (a).

LINE 13

Exception pursuant to RSA 21-J:32, IV(b) - Prior year's tax base and facts using current period tax rate. Multiply your prior year taxable base by the current tax rate to arrive at an adjusted tax. Multiply the adjusted tax by the percentage shown in the boxes on Line 12, Columns A through D to calculate the exception amounts. If the amounts shown on Line 9 Columns A through D are greater than or equal to Line 13 corresponding Columns A through D, you qualify for exception (b). Do not complete Part III for any column in which you qualify for exception (b).

LINE 15

Exception pursuant to RSA 21-J:32, IV(c) - Annualized Income. This exception may be applicable to taxpayers experiencing periodic fluctuations in income. This exception applies if the estimated tax paid was 90% or more of the amount the taxpayer would owe if its estimated tax was figured on an annualized basis for the months preceding an installment date.

A taxpayer may annualize its income as follows:

(a) For the first 3 months, if the installment was required to be paid in the 4th month.

(b) For the first 3 months or the first 5 months, if the installment was required to be paid in the 6th month.

(c) For the first 6 months or for the first 8 months, if the installment was required to be paid in the 9th month.

(d) For the first 9 months or for the first 11 months, if the installment was required to be paid in the 12th month.

To annualize, divide the taxable base for the period by the number of months in the period (3,5,6,8,9, or 11, as the case may be) then multiply the result by 12. Multiply the result by the current year's tax rate. Multiply the result of the preceding calculation by the percentage shown in the boxes on Line 14, Columns A through D to calculate the exception amount. Do not complete Part III for any column in which you qualify for exception pursuant to RSA 21-J:32, IV(c).

If you qualify for the exception, pursuant to RSA 21-J:32, IV(c), you must attach a schedule to this form showing the annualized income computations.

PART III - COMPUTE THE PENALTY

LINES 16 & 22

Complete Lines 16 through 21 for each quarter for which there was an underpayment of estimated tax and no exception to the penalty was met.

For the number of days indicated on Line 18, determine the number of days from installment due date to 12/31/08 and after 12/31/08. Include the amounts in the calculation shown on Lines 19 and 20.

NOTE: The interest rate is recomputed each year under the provisions of RSA 21-J:28, II. Applicable rates are as follows (contact the department for applicable rates for any other years):

PERIOD	RATE	DAILY RATE DECIMAL EQUIVALENT
1/1/2009 - 12/31/2009	7%	.000192
1/1/2008 - 12/31/2008	10%	.000273
1/1/2007 - 12/31/2007	10%	.000274
1/1/2006 - 12/31/2006	8%	.000219
1/1/2005 - 12/31/2005	6%	.000164
1/1/2004 - 12/31/2004	7%	.000191

CALCULATION:

Tax Due X number of days from the installment due date to the date on Line 17 x Daily Rate Decimal Equivalent. The sum of days allocated between Lines 19 and 20 must equal the total days on Line 18.

TO MAKE YOUR PAYMENTS ON-LINE ACCESS OUR WEB SITE AT www.nh.gov/revenue

1 Who Must Pay Estimated Tax

Every entity required to file a Business Profits and/or Business Enterprise Tax return must also make estimated tax payments for each individual tax for its subsequent taxable period unless the annual estimated tax for the subsequent taxable period for each individual tax is less than \$200. However, quarterly payments are required to be made whenever your **annual** estimated tax for the subsequent taxable period equals or exceeds \$200 for either tax.

(See paragraph 6 for exceptions).

2 Where to Make Payments

Make estimate tax payments on-line at www.nh.gov/revenue or mail estimated tax payments to:

NH DRA (NH DEPT OF REVENUE ADMINISTRATION)
DOCUMENT PROCESSING DIVISION
PO BOX 637
CONCORD NH 03302-0637

3 When to Make Payments

CALENDAR YEAR FILERS:

- 1st quarterly payment due April 15, 2009
- 2nd quarterly payment due June 15, 2009
- 3rd quarterly payment due September 15, 2009
- 4th quarterly payment due December 15, 2009

FISCAL YEAR FILERS:

A quarterly payment is due on or before the 15th day of the 4th, 6th, 9th, and 12th months of the taxable period to which they relate.

FISCAL YEAR FILERS MUST ENTER THE TAX PERIODS ON EACH ESTIMATE FORM.

4 Payment of Estimated Tax

Estimated tax may be paid in full with the initial declaration or in installments on the due dates.

You may make all four estimate payments at one time over the Internet. Specify each date you want a payment to be made from your account and each payment will be withdrawn on the date you specified.

5 Underpayment Penalty

A penalty may be imposed by law (RSA 21-J:32) for an underpayment of estimated taxes if the payments are less than 90% of that period's tax liability. If estimate payments are not made on time, even if 90% of the tax is eventually paid, an underpayment penalty may be applied. If an estimated payment is missed, send the payment as soon as possible to reduce any penalty.

This penalty will not be imposed if any of the statutory exceptions apply. See Form DP-2210/2220.

6 Exceptions to the Underpayment Penalty

The penalty shall not apply if you meet one of the exceptions provided in the law (RSA 21-J:32). Use Form DP-2210/2220 to see if you meet one of the exceptions or to compute the amount of the penalty. To obtain this form visit our web site or call the forms line at (603) 271-2192.

7 Need Help?

QUESTIONS not covered herein may be answered in our Frequently Asked Questions (FAQ) brochure available on the Internet web at www.nh.gov/revenue or by calling Central Taxpayer Services at (603) 271-2191.

Individuals who need auxiliary aids for effective communications in programs and services of the New Hampshire Department of Revenue Administration are invited to make their needs and preferences known. Individuals with hearing or speech impairments may call TDD Access: Relay NH 1-800-735-2964

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
ESTIMATED CORPORATION BUSINESS TAX**TO MAKE YOUR PAYMENTS ON-LINE, ACCESS OUR WEB SITE AT www.nh.gov/revenue**

1	ESTIMATED TAX BASE AND/OR GROSS BUSINESS PROFITS	BET(a)	BPT(b)
a	BET Taxable Base After Apportionment.....		
b	New Hampshire Taxable Business Profits After Apportionment.....		
2	TAX		
a	Line 1(a) x .0075.....		
b	Line 1(b) x .085.....		
3	CREDITS		
a	RSA 162-L:10 (CDFA Investment Tax Credit).....		
b	RSA 162-N, CROP Carryforwards (Community Reinvestment Opportunity Program).....		
c	RSA 162-N (Economic Revitalization Zone Tax Credit).....		
d	RSA 162-P, (Research & Development Tax Credit)		
e	RSA 162-Q (Coos County Job Creation Tax Credit).....		
f	RSA 77-A:5 (Be sure to include the BET Credit).....		
3	CREDITS TOTAL [sum of Lines 3(a) - 3(f)].....		
4	Estimated tax for current year (Line 2 minus Line 3).....		
5	Overpayment from previous taxable period.....		
6	Balance of Business Taxes Due (Line 4 minus Line 5).....		

COMPUTATION and RECORD of PAYMENTS

Date Paid	BET	Amount of each Installment (1/4 of Line 6 of worksheet)	BPT	Total Due (BET and/or BPT)	CALENDAR YEAR DUE DATES
1.....	\$.....	\$.....	\$.....	\$.....	April 15, 2009
2.....	\$.....	\$.....	\$.....	\$.....	June 15, 2009
3.....	\$.....	\$.....	\$.....	\$.....	Sept. 15, 2009
4.....	\$.....	\$.....	\$.....	\$.....	Dec. 15, 2009

ESTIMATED TAX FORM INSTRUCTIONS

- Line 1 Enter ¼ of the Business Enterprise Tax calculated on Line 6 BET(a) in the tax worksheet above.
 Line 2 Enter ¼ of the Business Profits Tax calculated on Line 6 BPT(b) in the tax worksheet above.
 Line 3 Enter the TOTAL payment sum of Lines 1 and 2.

IMPORTANT:**THE PENALTY PROVISIONS OF RSA 21-J:32 WILL APPLY IF THE ESTIMATE REQUIREMENTS HAVE NOT BEEN MET.***(Cut along this line and keep the Estimated Tax Worksheet above for your records)*NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
ESTIMATED CORPORATION BUSINESS TAX - 2009For the CALENDAR year **2009** or other taxable period beginning _____ and ending _____
Mo Day Year Mo Day Year

PRINT OR TYPE		FOR DRA USE ONLY	
NAME OF CORPORATION		FEDERAL EMPLOYER IDENTIFICATION NUMBER	
LIMITED LIABILITY COMPANY		DEPARTMENT IDENTIFICATION NUMBER	
NUMBER AND STREET ADDRESS		If required to use DIN, DO NOT USE FEIN	
ADDRESS (continued)		¼ BET 1	\$
CITY/TOWN, STATE & ZIP CODE		¼ BPT 2	\$
		Amount of Payment 3	\$
MAIL NH DRA TO: PO BOX 637 CONCORD NH 03302-0637		Make checks payable to: STATE OF NEW HAMPSHIRE Enclose, but do not staple or tape your payment to this estimate. Do not file a \$0 estimate.	

FORM

NH-1120-ES

702

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
ESTIMATED CORPORATION BUSINESS TAX - 2009For the CALENDAR year **2009** or other taxable period beginning _____ and ending _____
Mo Day Year Mo Day Year

FOR DRA USE ONLY

PRINT OR TYPE

FOR DRA USE ONLY	NAME OF CORPORATION	FEDERAL EMPLOYER IDENTIFICATION NUMBER		
	LIMITED LIABILITY COMPANY	DEPARTMENT IDENTIFICATION NUMBER		
	NUMBER AND STREET ADDRESS	If required to use DIN, DO NOT USE FEIN		
	ADDRESS (continued)	1/4 BET 1	\$	
	CITY/TOWN, STATE & ZIP CODE	1/4 BPT 2	\$	
		Amount of Payment 3	\$	

MAIL NH DRA
 TO: PO BOX 637
 CONCORD NH 03302-0637

Make checks payable to: **STATE OF NEW HAMPSHIRE**
 Enclose, but do not staple or tape your payment to this estimate. Do not file a \$0 estimate.

NH-1120-ES
Rev. 09/2008

(Cut along this line)

FORM

NH-1120-ES

702

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
ESTIMATED CORPORATION BUSINESS TAX - 2009For the CALENDAR year **2009** or other taxable period beginning _____ and ending _____
Mo Day Year Mo Day Year

FOR DRA USE ONLY

PRINT OR TYPE

FOR DRA USE ONLY	NAME OF CORPORATION	FEDERAL EMPLOYER IDENTIFICATION NUMBER		
	LIMITED LIABILITY COMPANY	DEPARTMENT IDENTIFICATION NUMBER		
	NUMBER AND STREET ADDRESS	If required to use DIN, DO NOT USE FEIN		
	ADDRESS (continued)	1/4 BET 1	\$	
	CITY/TOWN, STATE & ZIP CODE	1/4 BPT 2	\$	
		Amount of Payment 3	\$	

MAIL NH DRA
 TO: PO BOX 637
 CONCORD NH 03302-0637

Make checks payable to: **STATE OF NEW HAMPSHIRE**
 Enclose, but do not staple or tape your payment to this estimate. Do not file a \$0 estimate.

NH-1120-ES
Rev. 09/2008

(Cut along this line)

FORM

NH-1120-ES

702

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
ESTIMATED CORPORATION BUSINESS TAX - 2009For the CALENDAR year **2009** or other taxable period beginning _____ and ending _____
Mo Day Year Mo Day Year

FOR DRA USE ONLY

PRINT OR TYPE

FOR DRA USE ONLY	NAME OF CORPORATION	FEDERAL EMPLOYER IDENTIFICATION NUMBER		
	LIMITED LIABILITY COMPANY	DEPARTMENT IDENTIFICATION NUMBER		
	NUMBER AND STREET ADDRESS	If required to use DIN, DO NOT USE FEIN		
	ADDRESS (continued)	1/4 BET 1	\$	
	CITY/TOWN, STATE & ZIP CODE	1/4 BPT 2	\$	
		Amount of Payment 3	\$	

MAIL NH DRA
 TO: PO BOX 637
 CONCORD NH 03302-0637

Make checks payable to: **STATE OF NEW HAMPSHIRE**
 Enclose, but do not staple or tape your payment to this estimate. Do not file a \$0 estimate.

NH-1120-ES
Rev. 09/2008

NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION
RESEARCH & DEVELOPMENT TAX CREDIT APPLICATION

FOR DRA USE ONLY

Taxable period end date: _____ Date of Request: _____
MONTH DAY YEAR MONTH DAY YEAR

PRINT OR TYPE

1	NAME (PRINCIPAL NH FILER IF COMBINED GROUP):	5	FEDERAL IDENTIFICATION NUMBER:
2	STREET ADDRESS:	5(a)	SOCIAL SECURITY NUMBER:
	ADDRESS (CONTINUED):	5(b)	DEPARTMENT IDENTIFICATION NUMBER:
3	CITY/STATE/ZIP:		
4	CONTACT NAME & TITLE TELEPHONE NUMBER:		

6	Qualified Manufacturing Research & Development expenditures (wages only) per Federal return.....	
Attach copy of Federal Form 6765, Credit for Increasing Research Activities		
7	Qualified Manufacturing Research & Development expenditures (wages only) attributable to NH.....	
8	Amount of Research & Development Credit requested (Line 7 x 10%) not to exceed \$50,000.....	

SIGNATURE (IN INK)	DATE
PRINT SIGNATORY NAME & TITLE	

MAIL TO:	NH DRA PO BOX 488 CONCORD NH 03302-0488
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FOR DRA USE ONLY

RESEARCH & DEVELOPMENT TAX CREDIT APPLICATION

LINE BY LINE INSTRUCTIONS

ABOUT THE RESEARCH & DEVELOPMENT TAX CREDIT

RSA 77-A:5, XIII allows for a Research & Development Credit for qualified manufacturing research & development expenditures made or incurred during the fiscal year of the company. The taxpayer shall apply for this credit using the Research and Development Tax Credit Application (Form DP-165) which shall be postmarked no later than **June 30** following the taxable period during which research and development expenditure was made or incurred.

TAXABLE PERIOD END DATE

Include the taxable period end date of the company.

DATE OF REQUEST

Enter the current date of the application.

LINES 1 THROUGH 5

Enter the Principal Filer's Name, Address, the Contact Person's Name and Title, Federal Employer Identification Number (FEIN), Social Security Number (SSN), or Department Identification Number (DIN) of the entity requesting the Research and Development Credit. Wherever FEINs are required, taxpayers who have been issued a DIN shall use their DIN only and not their FEIN.

LINE 6

Enter the amount of the Qualified Manufacturing Research & Development expenditures as defined in RSA 77-A:5, XIII(b)(1), and reported on Line 5 the Federal Form 6765 (wages only). Attach a copy of Federal Form 6765.

LINE 7

Enter the amount of the Qualified Manufacturing Research & Development expenditures as defined in RSA 77-A:5, XIII(b)(1) that are attributable to New Hampshire activities (wages only).

LINE 8

Enter the amount of Research & Development Credit requested by multiplying the New Hampshire Qualified Manufacturing Research & Development expenditures by 10 percent (Line 7 x 10%), not to exceed \$50,000.

SIGNATURES

The application must be dated and signed in ink by the taxpayer or authorized agent. In addition, print the name and title of the officer or authorized agent signing the application.

WHERE TO MAIL

Mail to: NH DRA, PO Box 488, Concord, NH 03302-0488

